



Federal Register

**Monday,
May 13, 2002**

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 April 2002 and October 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 Regulatory Affairs, 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.

Date: March 19, 2002.

Richard A. Stephan,
Federal Register Liaison Officer.

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

Sequence Number	Title	Regulation Identification Number
1030	Natural Resource Damage Assessments: Type B Procedures	1090-AA29
1031	Department Hearings and Appeals; Special Rules Applicable to Public Land Hearings and Appeals	1090-AA68
1032	Department Hearings and Appeals; Procedures Applicable in Adjudications Before the Hearings Division	1090-AA73
1033	Non-Procurement Suspension and Debarment; Drug-Free Workplace Grant Requirements	1090-AA79
1034	Department Hearings and Appeals Procedures; Procedures Applicable in Indian Probate Hearings	1090-AA81

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

Sequence Number	Title	Regulation Identification Number
1035	Records and Testimony; Freedom of Information Act	1090-AA61
1036	Nondiscrimination in Federally Assisted Programs of the Department of the Interior on the Basis of Race, Color, National Origin, Handicap, or Age	1090-AA77

Assistant Secretary for Policy, Management and Budget—Completed Actions

Sequence Number	Title	Regulation Identification Number
1037	Department Hearings and Appeals Procedures; Rules Applicable in Indian Affairs Hearings and Appeals	1090-AA78
1038	Change of Address for the Office of Hearings and Appeals	1090-AA80

Assistant Secretary for Policy, Management and Budget—Discontinued Entries

Regulation Identification Number	Title	Date With-drawn	Comments
1090-AA44	Revised Statute 2477 Rights-of-Way	03/05/2002	Withdrawn - No further action to be taken at this time.
1090-AA66	Administrative and Audit Requirements and Cost Principles for Assistance Programs; Buy American Act	03/05/2002	Withdrawn

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United States Fish and Wildlife Service—Prerule Stage

Sequence Number	Title	Regulation Identification Number
1039	Consideration of Listing the Green Iguana (Iguana Iguana) as Injurious, Pursuant to the Lacey Act	1018-AF08
1040	Partners for Fish and Wildlife Program	1018-AH98
1041	Release of Captive-Reared Mallards	1018-AI05
1042	North American Wetlands Conservation Act Grant Administration Policies	1018-AI13

United States Fish and Wildlife Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1043	General Provisions and General Permit Procedures—50 CFR Part 13	1018-AC57
1044	Seizure and Forfeiture Procedures, 50 CFR Part 12	1018-AC89
1045	Revisions to the Federal Aid Administrative Requirements	1018-AE17
1046	U.S. Proposals for CITES Appendix III; American Eel	1018-AF09
1047	Humane and Healthful Transport of Wild Mammals, Birds, Reptiles and Amphibians to the United States	1018-AF27
1048	Endangered and Threatened Wildlife and Plants; Establishment of a Special Rule for the Canada Lynx	1018-AF40
1049	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	1018-AF43
1050	Importation, Exportation, and Transportation of Wildlife, 50 CFR Part 14	1018-AF46
1051	Endangered and Threatened Wildlife and Plants; Tibetan Antelope	1018-AF49
1052	Injurious Wildlife; Addition of the Asian Swamp Eel	1018-AF53
1053	Endangered and Threatened Wildlife and Plants; Proposed Reclassification of the Straight-Horned Markhor Population of the Torghar Region of Baluchistan, Pakistan, From Endangered to Threatened	1018-AG00
1054	Federal Falconry Standards and Falconry Permitting	1018-AG11
1055	Endangered and Threatened Wildlife and Plants; Determination of Endangered Status and Designation of Critical Habitat for the Gila Chub	1018-AG16
1056	Endangered and Threatened Wildlife and Plants; Delisting the Gulf Coast Distinct Population Segment of the Brown Pelican Population in the Southeastern United States	1018-AG40
1057	Wild Bird Conservation Act: Review of Approved List of Captive-Bred Species	1018-AG64
1058	Injurious Wildlife - Addition of Black Carp	1018-AG70
1059	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Keck's Checkermallow	1018-AG93
1060	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Baker's Larkspur and the Yellow Larkspur	1018-AG96
1061	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Two Cave Invertebrates from Kauai	1018-AH01
1062	Endangered and Threatened Wildlife and Plants; Critical Habitat for 58 Plants in Hawaii	1018-AH02
1063	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	1018-AH08
1064	Endangered and Threatened Wildlife and Plants; Critical Habitat for Plants of the Northwest Islands, Hawaii	1018-AH09
1065	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	1018-AH10
1066	Endangered and Threatened Wildlife and Plants; Prudency and Critical Habitat for a Mollusk, the Carolina Heelsplitter	1018-AH31
1067	Endangered and Threatened Wildlife; Establishment of a Nonessential Experimental Population of 2 Fishes in Shoal Creek, Alabama and Tennessee	1018-AH44
1068	Endangered and Threatened Plants; Removal of the Truckee Barbary From the List of Endangered and Threatened Plants	1018-AH47
1069	Endangered and Threatened Plants; Reclassification of the Papery Whitlow-Wort, Wireweed and Sandlace From Endangered to Threatened.	1018-AH51
1070	Endangered and Threatened Wildlife; Removal of the San Marcos Gambusia, a Fish, From the List of Endangered and Threatened Wildlife	1018-AH52
1071	Endangered and Threatened Plants; Removal of the Johnston's Frankenia From the List of Endangered and Threatened Plants	1018-AH53
1072	Endangered and Threatened Wildlife; Reclassification of the Gila Trout From Endangered to Threatened	1018-AH57
1073	Endangered and Threatened Plants; Reclassification of the Missouri Bladder-Pod, a Plant, From Endangered to Threatened	1018-AH59
1074	Export of Live Alligators	1018-AH65
1075	Audit Resolution Policy	1018-AH69

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

Sequence Number	Title	Regulation Identification Number
1076	Endangered and Threatened Wildlife and Plants: Reproposed Determinations of Prudency and Proposed Designations of Critical Habitat for Plants From Maui and Kahoolawe, Hawaii	1018-AH70
1077	Eagle Permits: New Definitions, Permits for Incidental Taking of Bald Eagles Necessary To Protect Other Interests in Any Particular Locality	1018-AH74
1078	Export of Caviar: Labeling of Sturgeon and Paddlefish (Acipenseriformes) Caviar Containers Intended for International Trade; 50 CFR 23	1018-AH78
1079	Endangered and Threatened Wildlife and Plants; Establishment of Protection Areas for the West Indian Manatee in Florida	1018-AH80
1080	Marine Mammals: Incidental Take During Specified Activities (Manatees)	1018-AH86
1081	Procedures for Establishing Spring/Summer Subsistence Harvest Regulations for Migratory Birds	1018-AH88
1082	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	1018-AH89
1083	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Rio Grande Silvery Minnow	1018-AH91
1084	Marine Mammals: Incidental Take During Specified Activities (Beaufort Sea Polar Bear and Walrus)	1018-AH92
1085	Endangered and Threatened Wildlife and Plants; Safe Harbor Agreements and Candidate Conservation Agreements With Assurances	1018-AH93
1086	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Blackburn's Sphinx Moth	1018-AH94
1087	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Newcomb's Snail	1018-AH95
1088	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Great Plains Breeding Population of the Piping Plover	1018-AH96
1089	Civil Procedures for CAFRA Compliant Wildlife Investigative Seizures	1018-AH97
1090	Endangered and Threatened Wildlife and Plants; Reclassification of Two Australian Parakeets from Endangered to Threatened	1018-AI04
1091	Endangered and Threatened Wildlife and Plants; Beluga Sturgeon	1018-AI11
1092	Corrections to Rights-of-Way Regulations	1018-AI12
1093	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Topeka Shiner	1018-AI20
1094	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Ventura Marsh Milkvetch	1018-AI21
1095	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Gulf Sturgeon	1018-AI23
1096	Endangered and Threatened Wildlife and Plants; Critical Habitat for 103 Oahu, Hawaii, Plants	1018-AI24
1097	Endangered and Threatened Wildlife and Plants; Critical Habitat for 6 Guam Species	1018-AI25
1098	Endangered and Threatened Wildlife and Plants; Critical Habitat for Four Fairy Shrimp and 11 Plants in California	1018-AI26
1099	Migratory Bird Hunting; Proposed 2002-2003 Migratory Game Bird Hunting Regulations (Preliminary) With Requirements for Indian Tribal Proposals	1018-AI30
1100	Migratory Bird Permits; Regulations for Managing Resident Canada Geese Populations	1018-AI32
1101	Migratory Bird Hunting; Approval of Tungsten-Iron-Nickel-Tin Shot as Nontoxic for Hunting Waterfowl and Coots ...	1018-AI33
1102	2002-2003 Refuge-Specific Hunting and Sport Fishing Regulations	1018-AI34
1103	Injurious Wildlife Species; Snakeheads	1018-AI36
1104	Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D—2004 Subsistence Taking of Fish and Shellfish Regulations	1018-AI37
1105	Subsistence Management Regulations for Public Lands in Alaska, Subpart C—Nonrural Determinations	1018-AI38
1106	Endangered and Threatened Wildlife and Plants; Reclassification of the Gray Bat From Endangered to Threatened	1018-AI40
1107	Endangered and Threatened Wildlife and Plants; Reclassification of the American Crocodile From Endangered to Threatened	1018-AI41
1108	Endangered and Threatened Wildlife and Plants; Reclassification of the Schaus Swallowtail Butterfly From Endangered to Threatened	1018-AI42
1109	Endangered and Threatened Wildlife and Plants; Listing the Southwest Alaskan Distinct Population Segment of the Northern Sea Otter	1018-AI44
1110	Endangered and Threatened Wildlife and Plants; Listing the Mountain Plover With a Special Rule	1018-AI45
1111	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Preble's Meadow Jumping Mouse	1018-AI46
1112	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for 9 Invertebrate Species in Bexar County, Texas	1018-AI47
1113	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Cactus Ferruginous Pygmy Owl	1018-AI48
1114	Endangered and Threatened Wildlife and Plants; Listing the Slickspot Peppergrass	1018-AI50
1115	Endangered and Threatened Wildlife and Plants; Listing the Flat-tailed Horned Lizard	1018-AI51
1116	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Columbia-Klamath Distinct Population Segment of the Bull Trout	1018-AI52

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United States Fish and Wildlife Service—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1117	List of Migratory Birds	1018-AB72
1118	Convention on International Trade in Endangered Species (CITES)	1018-AD87
1119	Reclassification of the Vicuna From Endangered to Threatened With a Special Rule	1018-AE04
1120	Injurious Wildlife; Addition of Brush-Tailed Possum	1018-AE34
1121	Endangered and Threatened Wildlife and Plants; Reclassification of the Gray Wolf in Certain Parts of Its Range	1018-AF20
1122	Endangered and Threatened Wildlife and Plants; Delisting of the Bald Eagle Throughout the Lower 48 States	1018-AF21
1123	Endangered and Threatened Wildlife and Plants; Prebles Meadow Jumping Mouse; Special Rule	1018-AF30
1124	Endangered and Threatened Wildlife and Plants; Listing the Chiricahua Leopard Frog with a Special Rule	1018-AF41
1125	Importation of Captive-Bred Exotic Birds Into the United States From Breeding Facilities in Other Countries	1018-AF44
1126	Endangered and Threatened Wildlife and Plants; Listing and Special Rule for the Coastal Cutthroat Trout	1018-AF45
1127	Administration of the National Coastal Wetlands Conservation Grant Program	1018-AF51
1128	Policy for Evaluation of Conservation Efforts in Endangered Species Decisionmaking	1018-AF55
1129	Policy on General Conservation Permits	1018-AF63
1130	U.S. Proposals for CITES Appendix III; Certain Turtle Species	1018-AF69
1131	Endangered and Threatened Wildlife and Plants; Endangered Status for Southern California Distinct Vertebrate Population Segment (DPS) of Mountain Yellow-Legged Frog	1018-AF83
1132	Endangered and Threatened Wildlife and Plants; Endangered Status for San Diego Ambrosia	1018-AF86
1133	Endangered and Threatened Wildlife and Plants; Establishment of Nonessential Experimental Populations for Four Fishes: Duskytail Darter, Smoky Madtom, Yellowfin Madtom, and Spottfin Chub	1018-AF96
1134	Endangered and Threatened Wildlife and Plants; Delisting of the Hoover's Woolly-Star	1018-AG41
1135	National Wildlife Refuge System; Mission, Goals, and Purposes	1018-AG46
1136	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	1018-AG71
1137	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Santa Cruz Tarplant	1018-AG73
1138	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Purple Amole	1018-AG75
1139	Endangered and Threatened Wildlife and Plants; Critical Habitat for Three Coastal California Plants	1018-AG88
1140	Endangered and Threatened Wildlife and Plants; Critical Habitat for Kneeland Prairie Pennycress	1018-AG92
1141	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Otay Tarplant	1018-AH00
1142	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Chorizanthe Pungens var. Pungens (Monterey Spineflower)	1018-AH04
1143	Endangered and Threatened Wildlife and Plants; Prudency and Critical Habitat Designation for a Mollusk, the Appalachian Elktoe	1018-AH33
1144	Interagency Policy on the Prescription of Fishways Under Section 18 of the Federal Power Act	1018-AH42
1145	Endangered and Threatened Wildlife; Removal of the Guam Broadbill and Mariana Mallard From the List of Endangered and Threatened Wildlife	1018-AH50
1146	Endangered and Threatened Plants; Removal of the Robin's Cinquefoil From the List of Endangered and Threatened Species	1018-AH56
1147	Addition of the Basking Shark and the Stag Beetle to Appendix III Under CITES	1018-AH66
1148	Endangered and Threatened Wildlife and Plants; Reopening of Comment Period on the Threatened Status of the Sacramento Splittail (Pogonichthys Macrolepidotis)	1018-AH73
1149	Endangered and Threatened Wildlife and Plants; Proposed Endangered Status for Polygonum Hickmanii (Scotts Valley Polygonum)	1018-AH76
1150	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Polygonum Hickmanii (Scotts Valley Polygonum) and Chorizanthe Robusta var. Hartwegii (Scotts Valley Spineflower)	1018-AH82
1151	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Chorizanthe Robusta var. Robusta (Robust Spineflower)	1018-AH83
1152	Subsistence Management Regulations for Public Lands in Alaska, Subparts A and B; Interim Rule	1018-AH85
1153	Migratory Bird Permits; Regulations Governing Rehabilitation Activities	1018-AH87
1154	Public Notice for CITES Appendix III Listing of Spanish Cedar and Bigleaf Mahogany by the Government of Peru	1018-AH99
1155	Endangered and Threatened Wildlife and Plants: Retention of Threatened Status for Argali in Kyrgyzstan, Mongolia, and Tajikistan	1018-AI02
1156	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	1018-AI03
1157	Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D—2002-2003 Subsistence Taking of Wildlife Regulations	1018-AI06
1158	Migratory Bird Hunting and Permits; Regulations for Managing Harvest of Light Goose Populations	1018-AI07
1159	Addition by Indonesia of Ramin to Appendix III Under the Convention on International Trade in Endangered Species of Wild Fauna and Flora	1018-AI08

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

Sequence Number	Title	Regulation Identification Number
1160	Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D—2003 Subsistence Taking of Fish and Shellfish Regulations	1018-AI09
1161	Endangered and Threatened Wildlife and Plants; Listing and Designation of Critical Habitat for Three Snails and One Amphipod	1018-AI15
1162	Endangered and Threatened Wildlife and Plants; Emergency Listing of the Pygmy Rabbit	1018-AI17
1163	Endangered and Threatened Wildlife and Plants; Emergency Listing of the Carson's Wandering Skipper	1018-AI18
1164	Endangered and Threatened Wildlife and Plants; Emergency Listing of the Tumbling Creek Cavesnail	1018-AI19
1165	Endangered and Threatened Wildlife and Plants; Critical Habitat for Five Carbonate Plants in California	1018-AI27
1166	Subsistence Management Regulations for Public Lands in Alaska, Subpart D; Subsistence Taking of Fish, Customary Trade	1018-AI31
1167	Endangered and Threatened Wildlife and Plants; Listing of Cook's Lomatium and Large-Flowered Woolly Meadowfoam	1018-AI43

United States Fish and Wildlife Service—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1168	Migratory Bird Permits; Specific Permit Provisions; Import and Export Permits; Banding or Marking Permits; and Scientific Collecting Permits	1018-AE63
1169	Migratory Bird Permits; Introduction, General Requirements and Exceptions	1018-AE64
1170	Implementation of the 1994 Amendments to the Marine Mammal Protection Act	1018-AE72
1171	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
1172	Endangered and Threatened Wildlife and Plants; Delisting the Northern Population of the Tidewater Goby	1018-AF67
1173	Endangered and Threatened Wildlife and Plants; Special Rule for Bull Trout in Washington State	1018-AF71
1174	Endangered and Threatened Wildlife and Plants; Proposed Endangered Status for Three Plants From the Mariana Islands and Guam	1018-AG09
1175	Endangered and Threatened Wildlife and Plants; Endangered Status for 12 Species of Picture-Wing Flies From the Hawaiian Islands	1018-AG23
1176	Migratory Bird Permits; Take of Migratory Birds by Federal Agencies	1018-AG56
1177	Endangered and Threatened Wildlife and Plants; Listing of the Miami Blue Butterfly	1018-AH30
1178	Endangered and Threatened Wildlife and Plants; Determination of Critical Habitat for the Scaleshell Mussel	1018-AH35
1179	Endangered and Threatened Wildlife and Plants; Listing of the Sacramento Mountains Checkerspot Butterfly and Proposed Designation of Critical Habitat	1018-AH40
1180	Endangered and Threatened Wildlife; Removal of Four Ash Meadow Species From the List of Endangered and Threatened Wildlife and Plants	1018-AH49
1181	Endangered and Threatened Wildlife; Establishment of a Nonessential Experimental Population of the Black-Footed Ferret in Wyoming	1018-AH54
1182	Endangered and Threatened Wildlife; Reclassification of the Marianna Fruit Bat on Guam from Endangered to Threatened	1018-AH55
1183	Endangered and Threatened Wildlife and Plants; Listing the Dolly Varden as a Threatened Species in Washington Due to Similarity of Appearance to Bull Trout	1018-AH68
1184	Migratory Bird Permits; Regulations Governing Education; 50 CFR 21	1018-AH71
1185	National Wildlife Refuge System; Miscellaneous Receipts	1018-AH81
1186	Endangered and Threatened Wildlife and Plants; Removal of the Tinian Monarch Flycatcher From the List of Endangered and Threatened Species	1018-AI14
1187	Endangered and Threatened Wildlife and Plants; Listing of the Rota Bridled White-Eye	1018-AI16
1188	Endangered and Threatened Wildlife and Plants; Listing of the Island Fox	1018-AI28
1189	Migratory Bird Permits; Regulations for Managing Double-crested Cormorant Damages	1018-AI39
1190	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Southwestern Willow Flycatcher	1018-AI49

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United States Fish and Wildlife Service—Completed Actions

Sequence Number	Title	Regulation Identification Number
1191	Endangered and Threatened Wildlife; Listing the Golden Sedge	1018-AF68
1192	Endangered and Threatened Wildlife and Plants; Proposed Endangered Status for the Plant <i>Hackelia Venusta</i> (Showy Stickseed)	1018-AF75
1193	Endangered and Threatened Wildlife and Plants; Proposal To List the Mississippi Gopher Frog Distinct Population Segment of Dusky Gopher Frog as Endangered	1018-AF90
1194	Endangered and Threatened Wildlife and Plants; Listing of Buena Vista Lake Shrew as Endangered	1018-AG04
1195	Endangered and Threatened Wildlife and Plants; Listing of Vermilion Darter as Endangered	1018-AG05
1196	Endangered and Threatened Wildlife and Plants; Reclassification of <i>Scutellaria Montana</i> (Large-Flowered Skullcap) From Endangered to Threatened	1018-AG07
1197	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for the Oahu Elepaio, a Bird, in Hawaii	1018-AG99
1198	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Quino Checkerspot Butterfly	1018-AH03
1199	Endangered and Threatened Wildlife and Plants; Critical Habitat for the San Bernardino Kangaroo Rat	1018-AH07
1200	Endangered and Threatened Wildlife and Plants; 12-Month Petition Finding for the Big Cypress Fox Squirrel	1018-AH29
1201	Endangered and Threatened Wildlife and Plants; Prudence and Critical Habitat for the Rock Gnome Lichen	1018-AH32
1202	Endangered and Threatened Plants; Reclassification of the Wireweed From Endangered to Threatened in Florida	1018-AH58
1203	Conferring Designated Port Status on Anchorage, Alaska	1018-AH75
1204	Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D—2002 Subsistence Taking of Fish and Shellfish Regulations	1018-AH77
1205	Migratory Bird Hunting; Proposed 2001-2002 Migratory Game Bird Hunting Regulations (Preliminary) With Requests for Indian Tribal Proposals	1018-AH79
1206	Endangered and Threatened Wildlife and Plants; Listing the Desert Yellowhead as Threatened	1018-AI35

United States Fish and Wildlife Service—Discontinued Entries

Regulation Identification Number	Title	Date Withdrawn	Comments
1018-AE01	Endangered and Threatened Wildlife and Plants; Proposed Establishment of Nonessential Experimental Population of Ten Freshwater Mussels in Holston River System in TN and VA	04/24/2002	Withdrawn
1018-AE33	Exportation of Marine Mammal Products for Cultural Exchange, 50 CFR Part 18	03/15/2002	Withdrawn
1018-AG59	Clean Vessel Act Guidance Revision	02/28/2002	Withdrawn
1018-AG68	Endangered and Threatened Wildlife and Plants: 5-Year Review of Foreign Species	02/28/2002	Withdrawn
1018-AI10	Administrative Requirements, Federal Aid in Fish and Federal Aid in Wildlife Restoration Acts	02/28/2002	Withdrawn
1018-AI29	Migratory Bird Nest Destruction	03/05/2002	Withdrawn

National Park Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1207	Vehicles and Traffic Safety; Operating Under the Influence of Alcohol or Drugs	1024-AC69
1208	Procedures for State, Tribal, and Local Government Historic Preservation Programs	1024-AC79
1209	Commercial Use Authorizations	1024-AC85
1210	Glen Canyon National Recreation Area; Personal Watercraft	1024-AC90
1211	Lake Mead National Recreation Area; Personal Watercraft	1024-AC91
1212	Big Thicket National Preserve; Personal Watercraft	1024-AC92
1213	Pictured Rocks National Lakeshore; Personal Watercraft	1024-AC93
1214	Fire Island National Seashore; Personal Watercraft	1024-AC94
1215	Gateway National Recreation Area; Personal Watercraft	1024-AC95
1216	Bighorn Canyon National Recreation Area; Personal Watercraft	1024-AC96
1217	Lake Meredith Recreation Area; Personal Watercraft	1024-AC97

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National Park Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
1218	Chickasaw Recreation Area; Personal Watercraft	1024-AC98
1219	Curecanti Recreation Area; Personal Watercraft	1024-AC99
1220	Amistad Recreation Area; Personal Watercraft	1024-AD00
1221	Lake Roosevelt Recreation Area; Personal Watercraft	1024-AD01
1222	Assateague Island National Seashore; Personal Watercraft	1024-AD02
1223	Dry Tortugas National Park; Special Regulations	1024-AD04
1224	Native American Graves Protection and Repatriation Act; Future Applicability	1024-AD05
1225	Yellowstone National Park, Grand Teton National Park, John D. Rockefeller Memorial Parkway Winter Use Regulations	1024-AD06

National Park Service—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1226	Native American Graves Protection and Repatriation Act Regulations; Civil Penalties	1024-AC84
1227	Virgin Islands Coral Reef National Monument; Special Regulations	1024-AC89

National Park Service—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1228	World Heritage Convention	1024-AC74
1229	Special Regulations of the National Park System; Religious Ceremonial Collection of Golden Eaglets in Wupatki National Monument	1024-AC86
1230	Golden Gate National Recreation Area; Special Regulations	1024-AD03

National Park Service—Completed Actions

Sequence Number	Title	Regulation Identification Number
1231	Leasing Regulations	1024-AC78
1232	Wrangell-St. Elias National Park and Preserve Resident Zone Communities	1024-AC83

National Park Service—Discontinued Entries

Regulation Identification Number	Title	Date Withdrawn	Comments
1024-AC82	Snowmobile Use in National Park Service Areas	03/05/2002	Withdrawn - No further action to be taken at this time.
1024-AC87	Special Regulations of the National Park System; Canyonlands National Park Road Closure	03/05/2002	Withdrawn - No further action to be taken at this time.

Bureau of Indian Affairs—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1233	Irrigation Projects and Systems	1076-AD44
1234	Indian Electric Power Utilities	1076-AD45
1235	Arrangement With States, Territories, or Other Agencies for Relief of Distress and Social Welfare of Indians	1076-AD98

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Bureau of Indian Affairs—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
1236	Buy Indian Act Regulations	1076-AE07
1237	Indian Reservation Roads Program	1076-AE17
1238	Trust Management Reform: Repeal of Outdated Rules	1076-AE20
1239	Appeals of Administrative Actions	1076-AE21
1240	Trust Funds for Tribes and Individual Indians	1076-AE22
1241	Leases and Permits	1076-AE23
1242	Tribal Revenue Allocation Plans	1076-AE24
1243	Probate of Indian Estates Except for Members of the Five Civilized Tribes	1076-AE25
1244	Adult Education Program	1076-AE29

Bureau of Indian Affairs—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1245	Indian Business Development Program	1076-AD70
1246	Certificates of Degree of Indian Blood	1076-AD97
1247	Alaska Resupply Operation	1076-AE04
1248	Indian School Equalization Program - Provisions for Exceptional Children	1076-AE14
1249	Protection of Products of Indian Art and Craftsmanship	1076-AE16

Bureau of Indian Affairs—Completed Actions

Sequence Number	Title	Regulation Identification Number
1250	Indian Reservation Roads Program	1076-AE06
1251	Distribution of Fiscal Year 2002 Indian Reservation Roads Funds	1076-AE28

Bureau of Indian Affairs—Discontinued Entries

Regulation Identification Number	Title	Date Withdrawn	Comments
1076-AC81	Navajo Partitioned Lands Grazing Regulations	03/01/2002	Withdrawn - No further action will be taken at this time.
1076-AD05	Preference in Employment	03/01/2002	Withdrawn - No further action will be taken at this time.
1076-AD08	Grants to Tribally Controlled Community Colleges and Navajo Community College	03/01/2002	Withdrawn - No further action will be taken at this time.
1076-AD09	Indian School Equalization Program	03/01/2002	Withdrawn - No further action scheduled.
1076-AD15	Indian Tribal Justice Support	03/01/2002	Withdrawn - No further action will be taken at this time.
1076-AD33	Leasing Restricted Lands of Members of the Five Civilized Tribes, Oklahoma, for Mining	03/01/2002	Withdrawn - No further action scheduled.
1076-AD34	Leasing Osage Reservation Lands for Mining of Minerals Other Than Oil and Gas	03/01/2002	Withdrawn - No further action will be taken.
1076-AD35	Lead and Zinc Mining Operations and Leases on Quapaw Indian Lands	03/01/2002	Withdrawn - No further action will be taken.
1076-AD36	Exploration, Mining, and Reclamation of Lands	03/01/2002	Withdrawn - No further action scheduled.
1076-AD46	Tribal Reorganization Under a Federal Statute	03/01/2002	Withdrawn - No further action will be taken at this time.
1076-AD47	Petitioning Procedures	03/01/2002	Withdrawn - No further action scheduled.

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Bureau of Indian Affairs—Discontinued Entries (Continued)

Regulation Identification Number	Title	Date Withdrawn	Comments
1076-AD50	Appeals From Administrative Actions	03/01/2002	Withdrawn - Duplicate of RIN 1076-AE21
1076-AD55	Academic and Dormitory Standards	03/01/2002	Withdrawn - No further action scheduled.
1076-AD58	Education Contracts Under the Johnson-O'Malley Act	03/01/2002	Withdrawn - No further action scheduled.
1076-AD59	Loans to Indians From the Revolving Loan Fund	03/01/2002	Withdrawn - Will be published at a future date.
1076-AD69	School Construction Contracts for Public Schools	03/01/2002	Withdrawn - No further action scheduled.
1076-AD75	Job Placement and Training Program	03/01/2002	Withdrawn - No further action scheduled.
1076-AD76	Courts of Indian Offenses	03/01/2002	Withdrawn - Further action postponed until later.
1076-AD83	Use of Columbia River Fish Access Sites	03/01/2002	Withdrawn - No further action scheduled.
1076-AD86	Use of Columbia River In-Lieu Fishing Sites	03/01/2002	Withdrawn - No further action scheduled.
1076-AD94	Use or Distribution of Indian Judgment Funds	03/01/2002	Withdrawn - No further action will be taken at this time.
1076-AD96	Indian Child Protection	03/01/2002	Withdrawn - No further action will be taken at this time.
1076-AE30	Address Correction	03/01/2002	Withdrawn - No further action will be taken at this time.

Minerals Management Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1252	Late and Overpayment Interest	1010-AC27
1253	Takes vs. Entitlements Reporting	1010-AC29
1254	Accounting Relief for Marginal Properties	1010-AC30
1255	Prepayment of Royalties	1010-AC31
1256	Plans and Information	1010-AC47
1257	Incident Reporting	1010-AC57
1258	Royalty Relief Terms	1010-AC58
1259	MMS Hearings and Investigations	1010-AC79
1260	Appeals of Minerals Management Service Orders	1010-AC80
1261	Proprietary Terms and Data Disclosure	1010-AC81
1262	Definition of Control	1010-AC88
1263	Documents Incorporated by Reference — API RP 14F and API 510	1010-AC89
1264	Reporting Amendments	1010-AC90
1265	Rights-of-Use and Easements and Pipeline Rights-of-Way	1010-AC91

Minerals Management Service—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1266	Oil and Gas Drilling Operations	1010-AC43
1267	Prospecting for Minerals Other Than Oil, Gas, and Sulphur in the Outer Continental Shelf	1010-AC48
1268	Decommissioning Activities	1010-AC65
1269	Oil and Gas and Sulphur Operations in the Outer Continental Shelf—Safety Measures and Procedures for Pipeline Modifications and Repairs	1010-AC75
1270	Documents Incorporated by Reference — API Specification 2C	1010-AC82
1271	Dealing with Sustained Casing Pressure	1010-AC83

DOI

Minerals Management Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
1272	Documents Incorporated by Reference for Offshore Floating Production Facilities	1010-AC85
1273	Technical Amendments	1010-AC87
1274	Suspension of Operations for Exploration Under Salt Sheets	1010-AC92
1275	Documents Incorporated by Reference - API RP 14C	1010-AC93
1276	Outer Continental Shelf Oil and Gas Leasing - Clarifying Amendments	1010-AC94
1277	Document Incorporated by Reference—API 510—Pressure Vessel Inspection Code: Maintenance Inspection, Rating, Repair, and Alteration	1010-AC95

Minerals Management Service—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1278	Deep Water Royalty Relief for Outer Continental Shelf Oil and Gas Leases Issued After 2000	1010-AC71

Minerals Management Service—Completed Actions

Sequence Number	Title	Regulation Identification Number
1279	Requirements Governing Surety Bonds for the Outer Continental Shelf	1010-AC68
1280	Solid Minerals Reporting Requirements	1010-AC86

Minerals Management Service—Discontinued Entries

Regulation Identification Number	Title	Date Withdrawn	Comments
1010-AC24 1010-AC63	Valuation of Oil From Indian Leases Forms and Reports	04/01/2002 03/01/2002	Withdrawn Withdrawn - Combined With RIN 1010-AC90.
1010-AC64	Records and Files Maintenance	03/01/2002	Withdrawn - To Be Published at a Future Date.
1010-AC78	Well Control and Production Safety Training	03/01/2002	Withdrawn - No Further Action Will Be Taken.

Office of Surface Mining Reclamation and Enforcement—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1281	Abandoned Coal Refuse Sites—Title I	1029-AB70
1282	Contemporaneous Reclamation	1029-AB79
1283	Emergency Action Plans—Impoundments	1029-AB92
1284	Abandoned Mine Land Reclamation Notices	1029-AB99
1285	Revegetation	1029-AC02
1286	Placement of Excess Spoil	1029-AC04

DOI

Office of Surface Mining Reclamation and Enforcement—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1287	Indian Lands	1029-AB83

Office of Surface Mining Reclamation and Enforcement—Completed Actions

Sequence Number	Title	Regulation Identification Number
1288	Electronic Filing of the OSM-1 Form	1029-AB95
1289	Civil Penalty Adjustments	1029-AC00
1290	Changes of Address	1029-AC03

Office of Surface Mining Reclamation and Enforcement—Discontinued Entries

Regulation Identification Number	Title	Date With-drawn	Comments
1029-AB98	Prime Farmlands	03/01/2002	Withdrawn - No further action will be taken at this time.

Bureau of Reclamation—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1291	Authorization of Law Enforcement Officers at Reclamation Facilities	1006-AA42

Bureau of Reclamation—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1292	Acreage Limitation	1006-AA43
1293	Trespass on Reclamation Lands and Facilities	1006-AA44

Bureau of Land Management—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
1294	Sales—Federal Land Policy and Management Act	1004-AB77
1295	Desert Land Entries	1004-AC56
1296	Disposal of Reserved Minerals Under the Stock Raising Homestead Act	1004-AC59
1297	Mineral Patent Applications; Adverse Claims, Protests, and Conflicts	1004-AD32
1298	Conservation; Helium Leasing	1004-AD35
1299	Hazardous Materials Compliance	1004-AD38
1300	Grazing Administration—Exclusive of Alaska	1004-AD42
1301	Coal Management: Noncompetitive Leases; Management Provisions and Limitations	1004-AD43
1302	Permits for Recreation on Public Lands	1004-AD45
1303	Disclaimers of Interest	1004-AD50
1304	Surface Management; Segregated or Withdrawn Lands	1004-AD51
1305	Mining Claims Under the General Mining Laws; Surface Management	1004-AD53
1306	Wilderness Management	1004-AD54

DOI

Bureau of Land Management—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1307	Cost Recovery; Mineral Filings and Operations	1004-AC64
1308	Rights-of-Way, Principles and Procedures; Rights-of-Way Under the Mineral Leasing Act	1004-AC74
1309	Indian Allotments	1004-AC77
1310	Use Authorizations (Recreation)	1004-AD25
1311	Location Recording and Maintenance of Mining Claims and Sites	1004-AD31
1312	Wilderness Management	1004-AD46
1313	Location Recording and Maintenance of Mining Claims or Sites	1004-AD52

Bureau of Land Management—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
1314	Leases, Permits, and Easements	1004-AB51
1315	Coalbed Methane Development	1004-AC27
1316	Carey Act Grants	1004-AC80
1317	Oil and Gas Leasing and Operations	1004-AC94
1318	Appeals Procedures; Hearings Procedures	1004-AC99
1319	Supplementary Rules for Public Demonstrations at Grand Staircase-Escalante National Monument	1004-AD40

Bureau of Land Management—Completed Actions

Sequence Number	Title	Regulation Identification Number
1320	Oil and Gas Leasing; National Petroleum Reserve, Alaska—Unit Agreements	1004-AD13
1321	Mineral Materials Disposal	1004-AD29

Bureau of Land Management—Discontinued Entries

Regulation Identification Number	Title	Date Withdrawn	Comments
1004-AC63	Land Withdrawals	03/01/2002	Withdrawn - No further action to be taken at this time.
1004-AC78	Land Classification	03/05/2002	Withdrawn - No further action to be taken at this time.
1004-AD00	Color of Title and Omitted Lands	03/05/2002	Withdrawn - No further action to be taken at this time.
1004-AD10	Geothermal Resource Unit Agreement	03/05/2002	Withdrawn - No further action to be taken at this time.
1004-AD11	Coal Management	03/05/2002	Withdrawn - No further action to be taken at this time.
1004-AD48	Onshore Oil and Gas Operations	03/05/2002	Withdrawn - No further action to be taken at this time.
1004-AD49	Financial Guarantees Procedures	03/05/2002	Withdrawn - No further action to be taken at this time.

Office of the Secretary—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
1322	Wild and Scenic Rivers	1093-AA08

Department of the Interior (DOI)
Assistant Secretary for Policy, Management and Budget (ASPMB)

Proposed Rule Stage

1030. 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 Period End	09/16/96	
NPRM	05/00/02	
NPRM Comment Period End	07/00/02	

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

1031. 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	06/00/02	
NPRM Comment Period End	08/00/02	
Final Action	11/00/02	

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, 801 N. Quincy Street, Suite 300, Arlington, VA 22203
Phone: 703 235-3750

RIN: 1090-AA68

1032. 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	06/00/02	
NPRM Comment Period End	08/00/02	
Final Action	11/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Charles E. Breece, Principal Deputy Director, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 801 N. Quincy Street, Suite 300, Arlington, VA 22203
Phone: 703 235-3810

RIN: 1090-AA73

1033. NON-PROCUREMENT SUSPENSION AND DEBARMENT; DRUG-FREE WORKPLACE GRANT REQUIREMENTS

Priority: Substantive, Nonsignificant

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

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	05/00/02	

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 N.W., Washington, DC 20240
Phone: 202 208-6431

RIN: 1090-AA79

DOI—ASPMB

Proposed Rule Stage

1034. • DEPARTMENT HEARINGS AND APPEALS PROCEDURES; PROCEDURES APPLICABLE IN INDIAN PROBATE HEARINGS**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 2; 25 USC 9; 25 USC 331; 25 USC 372; 25 USC 373; 25 USC 373a; 25 USC 373b; 25 USC 374**CFR Citation:** 43 CFR 4**Legal Deadline:** None**Abstract:** This proposed rule will revise the procedural rules for the

Hearings Division of the Office of Hearings and Appeals concerning probate hearings. Hearings Division regulations must be amended to reflect OHA policy changes, new developments in probate case law, and other probate developments.

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	
NPRM Comment Period End	08/00/02	
Final Action	09/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Charles E. Breece, Principal Deputy Director, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 801 N. Quincy Street, Suite 300, Arlington, VA 22203

Phone: 703 235-3810

RIN: 1090-AA81

Department of the Interior (DOI)

Final Rule Stage

Assistant Secretary for Policy, Management and Budget (ASPMB)

1035. 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	05/00/02	

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, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-5342**RIN:** 1090-AA61**1036. 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 (CRRRA). The

CRRRA broadened the definitions of those terms so that all operations of an entity that receives Federal financial 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	08/00/02	
Final Action Effective	09/00/02	

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 N.W., Washington, DC 20240
Phone: 202 208-3455**RIN:** 1090-AA77

Department of the Interior (DOI)

Completed Actions

Assistant Secretary for Policy, Management and Budget (ASPMB)

1037. DEPARTMENT HEARINGS AND APPEALS PROCEDURES; RULES APPLICABLE IN INDIAN AFFAIRS HEARINGS AND APPEALS**Priority:** Substantive, Nonsignificant**CFR Citation:** 43 CFR 4**Completed:**

Reason	Date	FR Cite
Final Action	12/31/01	66 FR 67652
Final Action Effective	01/30/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Charles E. Breece
Phone: 703 235-3810**RIN:** 1090-AA78

DOI—ASPMB

Completed Actions

1038. • CHANGE OF ADDRESS FOR THE OFFICE OF HEARINGS AND APPEALS**Priority:** Info./Admin./Other**Legal Authority:** 5 USC 301; 5 USC 552; 5 USC 552a; 31 USC 9701; 43 USC 1201**CFR Citation:** 43 CFR 2; 43 CFR 4; 43 CFR 7; 43 CFR 10; 43 CFR 13; 43 CFR 35**Legal Deadline:** None**Abstract:** This rule revises Department of the Interior regulations governing administrative appeals to reflect a change of address for the Office of Hearings and Appeals.**Timetable:**

Action	Date	FR Cite
Final Action	01/30/02	67 FR 4367
Final Action Effective	02/11/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Charles E. Breece, Principal Deputy Director, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 801 N. Quincy Street, Suite 300, Arlington, VA 22203

Phone: 703 235-3810

RIN: 1090-AA80

BILLING CODE 4310-RK-S

Department of the Interior (DOI)

Prerule Stage

United States Fish and Wildlife Service (FWS)

1039. 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:**

Action	Date	FR Cite
ANPRM	05/00/02	

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-AF08**1040. 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	06/00/02	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Hannibal Bolton, Chief, Division of Fish and Wildlife Management 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**1041. 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 of Availability	05/00/02	

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**1042. 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

DOI—FWS

Prerule Stage

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	06/00/02	

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
Fax: 703 358-2282

RIN: 1018-AI13

Department of the Interior (DOI)

Proposed Rule Stage

United States Fish and Wildlife Service (FWS)

1043. 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	05/00/02	

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**1044. 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	05/00/02	

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**1045. REVISIONS TO THE FEDERAL AID ADMINISTRATIVE REQUIREMENTS****Priority:** Substantive, Nonsignificant

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

CFR Citation: 50 CFR 80**Legal Deadline:** None

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

Timetable:

Action	Date	FR Cite
NPRM	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**1046. 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

DOI—FWS

Proposed Rule Stage

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	12/00/02	

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

1047. 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	06/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Peter Thomas, 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: peter_thomas@fws.gov

RIN: 1018-AF27

1048. 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

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	06/00/02	

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

1049. 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
NPRM Comment Period Reopened	12/29/99	64 FR 72992
Second NPRM	06/00/02	

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

1050. 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	05/00/02	

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

DOI—FWS

Proposed Rule Stage

Email: kevin_adams@fws.gov

RIN: 1018-AF46

1051. 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, 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	10/00/02	

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

1052. 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	05/00/02	

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

1053. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED RECLASSIFICATION OF THE STRAIGHT-HORNED MARKHOR POPULATION OF THE TORGHAR REGION OF BALUCHISTAN, 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 Torgar Hills region of Baluchistan 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, India, Pakistan, Tajikistan, Turkmenistan, and Uzbekistan.

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

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

1054. 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	06/00/02	

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

DOI—FWS

Proposed Rule Stage

1055. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; 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**1056. 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	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-AG40**1057. 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	12/00/02	

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-AG64**1058. 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 Blackcarp (*Mylopharyngodon piceus*) for possible addition to the list of injurious wildlife under the Lacey Act.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/02	

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**1059. 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

DOI—FWS

Proposed Rule Stage

1060. 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.**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**1061. 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	03/27/02	67 FR 14671
NPRM Comment Period End	05/28/02	
Final Action	08/00/02	

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**1062. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR 58 PLANTS 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, 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	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-AH02**1063. 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:** 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, 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
NPRM Comment Period Extended	02/22/01	66 FR 11132
Second NPRM	04/05/02	67 FR 16491
Second NPRM Comment Period End	05/20/02	
Final Action	10/00/02	

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**1064. 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, as a result of litigation.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/02	

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

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-AH09

1065. 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: 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 16, 2002, settlement.

Abstract: We will determine critical habitat for listed plants on the island of Hawaii, as a result 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	03/04/02	67 FR 9805
NPRM Comment Period End	04/18/02	
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-AH10

1066. 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	
NPRM Comment Period Reopened	03/06/02	67 FR 10118
NPRM Comment Period End	04/05/02	

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

1067. 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	09/00/02	

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

1068. 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	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-AH47

1069. ENDANGERED AND THREATENED PLANTS; RECLASSIFICATION OF THE PAPERY WHITLOW-WORT, WIREWEED AND SANDLACE 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 Papery whitlow-wort, Wireweed and Sandlace plants from Endangered to Threatened.

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	

Regulatory Flexibility Analysis Required: No

DOI—FWS

Proposed Rule Stage

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-AH51

1070. 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	12/00/02	

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-AH52

1071. 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	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-AH53

1072. 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

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

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-AH57

1073. 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	09/00/02	

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

1074. 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	05/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State, Tribal, Federal

Agency Contact: Peter Thomas, 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: peter__thomas@fws.gov

RIN: 1018-AH65

1075. AUDIT RESOLUTION POLICY

Priority: Substantive, Nonsignificant

Legal Authority: OMB Circular A-133

CFR Citation: 50 CFR 80; 43 CFR 12

DOI—FWS

Proposed Rule Stage

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	12/14/01	66 FR 64845
Policy	07/00/02	

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

1076. ENDANGERED AND THREATENED WILDLIFE AND PLANTS: REPROPOSED DETERMINATIONS OF PRUDENCY AND PROPOSED DESIGNATIONS OF CRITICAL HABITAT FOR PLANTS FROM MAUI AND KAHOOLAWE, HAWAII

Priority: Other Significant

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 will determine 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
NPRM Comment Period End	04/02/01	
NPRM	04/03/02	67 FR 15855
NPRM Comment Period End	05/20/02	
Final Action	08/00/02	

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

1077. 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	05/00/02	

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

1078. 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: Peter Thomas, 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: peter_thomas@fws.gov

RIN: 1018-AH78

1079. 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: In August 2001, pursuant to a settlement agreement, we published a proposal to create 16 manatee protection areas in Florida. On January 7, 2002, we published a final rule establishing manatee refuges at two of those sites, while deferring action on making a determination in a final rule on the remaining 14 sites until December 2002. Now, in response to comments received during the public comment period on the August 2001 proposed rule, we are proposing to create an exception to the regulations governing the Barge Canal manatee refuge in Brevard County. Under this exception, parties may apply for authorization to conduct otherwise prohibited activities in the refuge if they can demonstrate to us that the activity can be pursued in such a manner that manatees will not be taken. This exception is being proposed only for the Barge Canal refuge so that we may assess the efficacy of the process in a controlled fashion before considering whether to make the exception more widely available.

DOI—FWS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	08/10/01	66 FR 42318
NPRM	08/29/01	66 FR 45662
Final Rule	01/07/02	67 FR 680
NPRM	04/16/02	67 FR 18572
NPRM Comment Period End	06/17/02	
Final Action	08/00/02	

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

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-AH80

1080. 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 results 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 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

1081. 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 during the 2002-2003 migratory bird hunting season.

Timetable:

Action	Date	FR Cite
NPRM	04/08/02	67 FR 16707
NPRM Comment Period End	05/24/02	
Final Action	07/00/02	

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 East Tudor Road, Anchorage, AK 99503
Phone: 907 786-3499

RIN: 1018-AH88

1082. 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	08/00/02	

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

Agency Contact: Peter Thomas, 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: peter_thomas@fws.gov

RIN: 1018-AH89

1083. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE RIO GRANDE SILVERY MINNOW**Priority:** Other Significant**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
Notice of Intent	04/05/01	66 FR 18107
NPRM	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-AH91

DOI—FWS

Proposed Rule Stage

1084. 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	12/00/02	

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

Agency Contact: Hannibal Bolton, Chief, Division of Fish and Wildlife Management 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**1085. 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	05/00/02	

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**1086. 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	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-AH94**1087. 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	01/28/02	67 FR 3849
NPRM Comment Period Extended	03/29/02	67 FR 15159
NPRM Comment Period End	04/29/02	
Final Action	08/00/02	

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**1088. 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
NPRM Comment Period Reopened	12/28/01	66 FR 67165
NPRM Comment Period Reopened	03/21/02	67 FR 13123
NPRM Comment Period End	05/20/02	
Final Action	08/00/02	

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

Agency Contact: Chris Nolin, Chief, Office of Conservation and

DOI—FWS

Proposed Rule Stage

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

1089. 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	05/00/02	

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

1090. 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	12/00/02	

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

1091. 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, Azov 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 Azov since the mid 1980s. 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	06/00/02	

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

1092. 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	12/00/02	

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

1093. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE TOPEKA SHINER

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, August 13, 2002, Settlement agreement.

DOI—FWS

Proposed Rule Stage

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

1094. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE VENTURA MARSH MILKVETCH

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, 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

1095. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE GULF STURGEON

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 2, 2002, Settlement agreement.

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

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

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

1096. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR 103 OAHU, HAWAII, PLANTS

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, April 30, 2002, Settlement agreement.

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

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

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

1097. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR 6 GUAM SPECIES

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 1, 2002, Settlement agreement.

Abstract: We propose to designate critical habitat for 6 Guam species. These include two mammals, the Little Mariana fruit bat and the Mariana 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

1098. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR FOUR FAIRY SHRIMP AND 11 PLANTS IN CALIFORNIA

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, 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.

DOI—FWS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

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

1099. • MIGRATORY BIRD HUNTING; PROPOSED 2002-2003 MIGRATORY GAME BIRD HUNTING REGULATIONS (PRELIMINARY) WITH REQUIREMENTS 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
NPRM	03/19/02	67 FR 12501
NPRM	05/00/02	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses**Government Levels Affected:** Federal, 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-AI30

1100. • MIGRATORY BIRD PERMITS; REGULATIONS FOR MANAGING RESIDENT CANADA GEESE POPULATIONS

Priority: Substantive, Nonsignificant

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

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

Abstract: This rule would establish a regulation authorizing State wildlife agencies to conduct indirect and/or direct population control management activities on resident Canada geese including the take of birds. The intent of this rule is to allow State wildlife management agencies sufficient flexibility to deal with problems caused by resident Canada geese and guide and direct Canada goose population growth and management activities in the conterminous United States.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

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-AI32

1101. • MIGRATORY BIRD HUNTING; APPROVAL OF TUNGSTEN-IRON-NICKEL-TIN SHOT AS NONTOXIC FOR HUNTING WATERFOWL AND COOTS

Priority: Substantive, Nonsignificant

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

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

Abstract: We will propose approval of shot comprised of 65 percent tungsten, 10.4 percent iron, 2.8 percent nickel, and 21.8 percent tin for waterfowl and coot hunting.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: 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-AI33

1102. • 2002-2003 REFUGE-SPECIFIC HUNTING AND SPORT FISHING REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 16 USC 460; 16 USC 664; 16 USC 668(dd) to 668(ee); 16 USC 715(i)

CFR Citation: 50 CFR 32**Legal Deadline:** None

Abstract: We propose to open additional National Wildlife Refuges to hunting and/or sport fishing and to provide refuge-specific regulations for those activities. This is an annual update for the National Wildlife Refuge System that ensures adequate public notice of openings/changes each fall. We operate hunting/fishing programs on National Wildlife Refuges in furtherance of the implementation of the National Wildlife Refuge System Improvement Act of 1997 directives to facilitate compatible priority wildlife-dependent recreational opportunities.

Timetable:

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis

Required: No

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

Agency Contact: Leslie Marler, Management Analyst, National Wildlife Refuge System, Department of the Interior, United States Fish and Wildlife Service, Room 670, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2397

RIN: 1018-AI34

1103. • INJURIOUS WILDLIFE SPECIES; SNAKEHEADS

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

Unfunded Mandates: Undetermined**Legal Authority:** 18 USC 42

DOI—FWS

Proposed Rule Stage

CFR Citation: 50 CFR 16

Legal Deadline: None

Abstract: We will review economic and biological information on snakeheads (a type of fish in the Family Channidae) for possible addition to the list of injurious wildlife under the Lacey Act.

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: 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-AI36

1104. • SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C AND SUBPART D—2004 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 2004 regulatory year. This rulemaking is necessary because subpart D is subject to an annual review cycle.

Timetable:

Action	Date	FR Cite
NPRM	02/00/03	

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-AI37

1105. • SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C—NONRURAL DETERMINATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 3124

CFR Citation: 50 CFR 100; 36 CFR 242

Legal Deadline: None

Abstract: This rule will revise the rural/nonrural determinations based on the new 2000 Federal census data. This review/revision is called for in 50 CFR 100.15 and 36 CFR 242.15.

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

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-AI38

1106. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF THE GRAY BAT 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 Gray bat from endangered to threatened.

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	

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-AI40

1107. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF THE AMERICAN CROCODILE 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 American crocodile from endangered to threatened.

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	

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-AI41

1108. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF THE SCHAUS SWALLOWTAIL BUTTERFLY 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 Schaus swallowtail butterfly from endangered to threatened.

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	

Regulatory Flexibility Analysis

Required: No

DOI—FWS

Proposed Rule Stage

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-AI42

1109. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE SOUTHWEST ALASKAN DISTINCT POPULATION SEGMENT OF THE NORTHERN SEA OTTER

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We will propose listing the southwest Alaskan distinct population segment of the Northern sea otter, found mostly in the Aleutian Islands and the Alaska peninsula and adjacent waters.

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	

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-AI44

1110. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE MOUNTAIN PLOVER WITH A SPECIAL RULE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Statutory, February 16, 2000.

Abstract: We will amend our proposed listing of the Mountain plover based on new information. We will also publish

a proposed Special Rule under section 4(d) of the Endangered Species Act.

Timetable:

Action	Date	FR Cite
NPRM	02/16/99	64 FR 7587
NPRM Comment Period Extended	04/19/99	64 FR 19108
NPRM	09/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

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-AI45

1111. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE PREBLE'S MEADOW JUMPING MOUSE

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 4, 2002.

Abstract: We will propose critical habitat for the Preble's Meadow jumping mouse, which is found in Colorado and Wyoming.

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

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-AI46

1112. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR 9 INVERTEBRATE SPECIES IN BEXAR COUNTY, TEXAS

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 30, 2002.

Abstract: We will propose designation of critical habitat for 9 species of cave-dwelling invertebrates found in Bexar County, Texas.

Timetable:

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

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-AI47

1113. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE CACTUS FERRUGINOUS PYGMY OWL

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, July 13, 2002.

Abstract: We will propose a new designation of critical habitat for the Cactus ferruginous pygmy owl distinct population segment found in Arizona.

Timetable:

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

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-AI48

DOI—FWS

Proposed Rule Stage

1114. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE SLICKSPOT PEPPERGRASS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None**Abstract:** We will propose listing the slickspot peppergrass, a plant found in Idaho, under the Endangered Species Act.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/02	

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-AI50**1115. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE FLAT-TAILED HORNED LIZARD****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Other, Judicial, December 26, 2001, court order.**Abstract:** We will reconsider our 1997 withdrawal of a proposed rule to list the Flat-tailed horned lizard under the Endangered Species Act. As directed by the 9th Circuit Court, on December 26, 2001, we published a notice reinstating our 1993 proposal. A decision to list would extend the protection of the ESA to this species.**Timetable:**

Action	Date	FR Cite
Notice	12/26/01	66 FR 66384
NPRM	05/00/02	
Final Action	12/00/02	

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-AI51**1116. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE COLUMBIA-KLAMATH DISTINCT POPULATION SEGMENT OF THE BULL TROUT****Priority:** Other Significant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, September 1, 2002.**Abstract:** We propose to designate critical habitat for the Columbia-Klamath distinct population segment of the Bull trout.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/02	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Federal**Energy Effects:** Statement of Energy Effects planned as required by Executive Order 13211.**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-AI52**Department of the Interior (DOI)
United States Fish and Wildlife Service (FWS)**

Final Rule Stage

1117. 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	11/13/01	
Comment Period End		
Final Action	05/00/02	

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**1118. 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 nine Conferences of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora.

DOI—FWS

Final Rule Stage

Timetable:

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

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

Agency Contact: Peter Thomas, 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: peter_thomas@fws.gov

RIN: 1018-AD87**1119. 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	06/00/02	

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**1120. 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	05/00/02	

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-AE34**1121. 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
Final Action	07/00/02	

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**1122. 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	07/00/02	

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

1123. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PREBLES MEADOW JUMPING MOUSE; SPECIAL RULE**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17.40**Legal Deadline:** None

Abstract: We plan to finalize 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.

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	05/22/01	66 FR 28125
NPRM	08/30/01	66 FR 45829
NPRM Comment Period End	10/01/01	
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-AF30**1124. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE CHIRICAHUA LEOPARD FROG WITH A SPECIAL RULE****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**1125. 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	08/00/02	

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**1126. 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
NPRM Comment Period Reopened	11/23/01	66 FR 58706
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-AF45

DOI—FWS

Final Rule Stage

1127. 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	05/00/02	

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

Agency Contact: Hannibal Bolton, Chief, Division of Fish and Wildlife Management 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**1128. 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	05/00/02	

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**1129. 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: Peter Thomas, 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: peter_thomas@fws.gov

RIN: 1018-AF63**1130. 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
NPRM Comment Period End	03/13/00	
Final Action	11/00/02	

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**1131. 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.

DOI—FWS

Final Rule Stage

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

1132. 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 Baja 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

1133. 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	

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

1134. 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	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-AG41

1135. 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

DOI—FWS

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period Reopened	05/15/01	66 FR 26879
NPRM Comment Period Reopened	06/21/01	66 FR 33268
Final Action	06/00/02	

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

1136. 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	01/28/02	67 FR 3939
Correction	02/11/02	67 FR 6214
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-AG71

1137. 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**Legal Deadline:** NPRM, Judicial, September 30, 2001, Court order.**Abstract:** We will determine critical habitat for the Santa Cruz tarplant in California.**Timetable:**

Action	Date	FR Cite
NPRM	11/15/01	66 FR 57525
NPRM Comment Period End	01/14/02	
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-AG73

1138. 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 will determine critical habitat for the Purple amole in California.**Timetable:**

Action	Date	FR Cite
NPRM	11/08/01	66 FR 56508

Action	Date	FR Cite
NPRM Comment Period End	01/07/02	
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-AG75

1139. 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 Period End	01/14/02	
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-AG88

DOI—FWS

Final Rule Stage

1140. 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 pennycress in California.**Timetable:**

Action	Date	FR Cite
NPRM	10/24/01	66 FR 53756
NPRM Comment Period End	12/10/01	
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-AG92**1141. 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 Otay tarplant in California.**Timetable:**

Action	Date	FR Cite
NPRM	06/13/01	66 FR 32052
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-AH00**1142. 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 will 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	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-AH04**1143. 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**1144. 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	12/00/02	

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

DOI—FWS

Final Rule Stage

1145. ENDANGERED AND THREATENED WILDLIFE; REMOVAL OF THE GUAM BROADBILL AND MARIANA 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 make a final determination on the proposed rule to remove the Guam broadbill and the Mariana mallard from the List of Endangered and Threatened Wildlife.**Timetable:**

Action	Date	FR Cite
NPRM	01/25/02	67 FR 3675
Final Action	01/00/03	

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-AH50**1146. 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 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-AH56**1147. 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	05/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Peter Thomas, 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: peter__thomas@fws.gov**RIN:** 1018-AH66**1148. 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	
NPRM Comment Period Reopened	03/21/02	67 FR 13095
NPRM Correction	04/01/02	67 FR 15337
NPRM Comment Period End	05/20/02	
Final Action	10/00/02	

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-AH73**1149. 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.

DOI—FWS

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	11/09/00	65 FR 67335
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-AH76

1150. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR POLYGONUM HICKMANII (SCOTTS VALLEY POLYGONUM) AND CHORIZANTHE ROBUSTA VAR. HARTWEGII (SCOTTS 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	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-AH82

1151. 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
Correction	05/03/01	66 FR 22141
NPRM Comment Period Reopened	09/19/01	66 FR 48225
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-AH83

1152. 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	05/00/02	

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-AH85

1153. 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	12/06/01	66 FR 63349
NPRM Comment Period End	03/06/02	
Final Action	08/00/02	

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

1154. 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

DOI—FWS

Final Rule Stage

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	08/00/02	

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

1155. 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 withdraw the 1993 proposed rule to list the Kyrgyzstan, Mongolia, and Tajikistan populations of the Argali sheep as endangered under the Endangered Species Act.

Timetable:

Action	Date	FR Cite
Final Action	06/00/02	

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

1156. 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 Period End	08/21/01	
Final Action	06/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State

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-AI03

1157. 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

1158. 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 Extended	12/10/01	66 FR 63665
Final Action	08/00/02	

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

DOI—FWS

Final Rule Stage

Phone: 703 358-1714
 Email: jon_andrew@fws.gov
 RIN: 1018-AI07

1159. 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.

Timetable:

Action	Date	FR Cite
Direct Final Rule	08/00/02	

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

1160. 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	02/11/02	67 FR 6334
Final Action	02/00/03	

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

1161. 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 assiminea and the Roswell springsnail in New Mexico and Texas.

Timetable:

Action	Date	FR Cite
NPRM	02/12/02	67 FR 6459
Final Action	03/00/03	

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

1162. 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	11/30/01	66 FR 59769
Emergency Final Rule	11/30/01	66 FR 59734
NPRM Comment Period Reopened	02/07/02	67 FR 5780
Final Action	07/00/02	

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

1163. 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	11/29/01	66 FR 59550
Emergency Final Rule	11/29/01	66 FR 59537
Final Action	07/00/02	

DOI—FWS

Final Rule Stage

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**1164. 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	12/27/01	66 FR 66868
Emergency Final Rule	12/27/01	66 FR 66803
Final Action	08/00/02	

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-AI19**1165. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR FIVE CARBONATE PLANTS IN CALIFORNIA****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 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	02/12/02	67 FR 6577
Final Action	09/00/02	

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**1166. • SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART D; SUBSISTENCE TAKING OF FISH, CUSTOMARY TRADE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 3124**CFR Citation:** 50 CFR 100; 36 CFR 242**Legal Deadline:** None**Abstract:** This rulemaking will establish the guidelines under which the subsistence taking of fish and shellfish can be considered customary trade.**Timetable:**

Action	Date	FR Cite
NPRM	02/27/02	67 FR 8918
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-AI31**1167. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF COOK'S LOMATIUM AND LARGE-FLOWERED WOOLLY MEADOWFOAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, October 31, 2002, court order.**Abstract:** We will make a final listing determination for Cook's lomatium and the large-flowered woolly meadowfoam, two plants in Oregon.**Timetable:**

Action	Date	FR Cite
NPRM	05/15/00	65 FR 30941
NPRM Comment	01/14/02	67 FR 1712
Period Reopened		
Final Action	10/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Energy Effects:** Statement of Energy Effects planned as required by Executive Order 13211.**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-AI43

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

Long-Term Actions

**1168. 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

**1169. 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 Wildlife Service, Room 634, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1714
Email: jon_andrew@fws.gov

RIN: 1018-AE64

**1170. 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: Peter Thomas, 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: peter_thomas@fws.gov

RIN: 1018-AE72

**1171. 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: Peter Thomas, 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: peter_thomas@fws.gov

RIN: 1018-AF26

**1172. 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
Next Action	Undetermined	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: Ren Lohoefer, Endangered Species: Division of

DOI—FWS

Long-Term Actions

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

1173. 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	

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-AF71

1174. 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
NPRM Comment Period Reopened	10/30/00	65 FR 64649
NPRM Comment Period End	11/29/00	
Final Action	To Be	Determined

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

1175. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; 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	To Be	Determined

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

1176. 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	To Be	Determined

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

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-AG56

1177. 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 12-month finding for the Miami Blue butterfly in Florida.

Timetable:

Action	Date	FR Cite
Notice of Petition Finding	01/03/02	67 FR 280
Notice	To Be Determined	

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

1178. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DETERMINATION OF CRITICAL HABITAT FOR THE SCALESHELL MUSSEL

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	

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

1179. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE SACRAMENTO MOUNTAINS CHECKERSPOT BUTTERFLY AND PROPOSED DESIGNATION OF CRITICAL HABITAT

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, August 31, 2001, Court order.

Abstract: We will make a final listing determination for the Sacramento Mountain checkerspot butterfly as endangered, including a critical habitat determination in New Mexico. This will extend the protection of the Endangered Species Act to this species.

Timetable:

Action	Date	FR Cite
NPRM	09/06/01	66 FR 46575
NPRM Comment Period Extended	09/26/01	66 FR 49158
Final Action	To Be Determined	

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

1180. 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 Amargosa pupfish; Ash Meadows sunray; Ash Meadows gumplant; Spring Loving centuary.

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-AH49

1181. 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 eighth) nonessential experimental population of the black-footed ferret in Campbell, Converse, Niobrara and Weston Counties, Wyoming.

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

DOI—FWS

Long-Term Actions

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

1182. 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

1183. 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	To Be Determined	

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

1184. 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

1185. 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

1186. 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: 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,

DOI—FWS

Long-Term Actions

United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2171

RIN: 1018-AI14

1187. 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.

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

Timetable:

Action	Date	FR Cite
NPRM	10/03/01	66 FR 50383
NPRM Comment Period End	12/03/01	
Final Action	To Be Determined	

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

1188. 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	12/10/01	66 FR 63654
Final Action	07/00/03	

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-AI28

1189. • MIGRATORY BIRD PERMITS; REGULATIONS FOR MANAGING DOUBLE-CRESTED CORMORANT DAMAGES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 712

CFR Citation: 50 CFR 21

Legal Deadline: None

Abstract: We are proposing to establish, in cooperation with State wildlife agencies and USDA-APHIS-Wildlife Services, a cormorant damage management program. This program is designed to provide a biologically sound, cost-effective, and flexible method for the control of damages associated with cormorants.

Timetable:

Action	Date	FR Cite
ANPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses, Governmental Jurisdictions

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-AI39

1190. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE SOUTHWESTERN WILLOW FLYCATCHER

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We will re-propose critical habitat for the Southwestern willow flycatcher, a small bird found in the southwestern United States.

Timetable:

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: Undetermined

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-AI49

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

Completed Actions

1191. ENDANGERED AND THREATENED WILDLIFE; LISTING THE GOLDEN SEDGE

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	01/23/02	67 FR 3120

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF68

1192. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED ENDANGERED STATUS FOR THE PLANT HACKELIA VENUSTA (SHOWY STICKSEED)

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 18

Completed:

Reason	Date	FR Cite
Final Action	02/06/02	67 FR 5515

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF75

1193. 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

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	12/04/01	66 FR 62993

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AF90

1194. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF BUENA VISTA LAKE SHREW AS ENDANGERED

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	03/06/02	67 FR 10101

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AG04

1195. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF VERMILION DARTER AS ENDANGERED

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	11/28/01	66 FR 59367

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AG05

1196. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF SCUTELLARIA MONTANA (LARGE-FLOWERED SKULLCAP) FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	01/14/02	67 FR 1662

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ren Lohoefer

Phone: 703 358-2171

RIN: 1018-AG07

1197. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR THE OAHU ELEPAIO, A BIRD, IN HAWAII

Priority: Other Significant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	12/10/01	66 FR 63751

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AG99

1198. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR THE QUINO CHECKERSPOT BUTTERFLY

Priority: Other Significant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	04/15/02	67 FR 18355

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AH03

1199. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE SAN BERNARDINO KANGAROO RAT

Priority: Other Significant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	04/23/02	67 FR 19811

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin

Phone: 703 358-2171

RIN: 1018-AH07

DOI—FWS

Completed Actions

1200. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; 12-MONTH PETITION FINDING FOR THE BIG CYPRESS FOX SQUIRREL

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Notice of Petition Finding	02/25/02	67 FR 8499

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AH29

1201. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PRUDENCY AND CRITICAL HABITAT FOR THE ROCK GNOME LICHEN

Priority: Other Significant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Notice of Finding	10/09/01	66 FR 51445

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Chris Nolin
Phone: 703 358-2171

RIN: 1018-AH32

1202. ENDANGERED AND THREATENED PLANTS; RECLASSIFICATION OF THE WIREWEED FROM ENDANGERED TO THREATENED IN FLORIDA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Merged With RIN 1018-AH51	03/06/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Ren Lohofener
Phone: 703 358-2171

RIN: 1018-AH58

1203. CONFERRING DESIGNATED PORT STATUS ON ANCHORAGE, ALASKA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 14

Completed:

Reason	Date	FR Cite
Final Action	03/13/02	67 FR 11260

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

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

RIN: 1018-AH75

1204. 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

CFR Citation: 50 CFR 100; 36 CFR 242

Completed:

Reason	Date	FR Cite
Final Action	02/07/02	67 FR 5890

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: William Knauer
Phone: 907 786-3888

RIN: 1018-AH77

1205. 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.

CFR Citation: 50 CFR 20

Completed:

Reason	Date	FR Cite
NPRM	10/11/01	66 FR 51919
Correction	11/13/01	66 FR 56780
Withdrawal of NPRM	11/23/01	66 FR 58707

Regulatory Flexibility Analysis Required: Yes

Government Levels Affected: State, Tribal

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

RIN: 1018-AH79

1206. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE DESERT YELLOWHEAD AS THREATENED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We are listing the Desert yellowhead, a plant, as a threatened species under the Endangered Species Act.

Timetable:

Action	Date	FR Cite
NPRM	12/22/98	63 FR 70745
NPRM Comment Period Reopened	09/05/00	65 FR 53691
Final Action	03/14/02	67 FR 11442

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-AI35

BILLING CODE 4310-55-S

Department of the Interior (DOI)
National Park Service (NPS)

Proposed Rule Stage

1207. 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	05/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC69

1208. 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	05/00/02	
NPRM Comment	06/00/02	
Period End		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Tribal

Agency Contact: Bryan Mitchell, Division Chief, Department of the Interior, National Park Service, NC330, 1849 C Street NW., Washington, DC 20240
Phone: 202 343-9558
Fax: 202 343-3921
Email: bryan_mitchell@nps.gov

RIN: 1024-AC79

1209. COMMERCIAL USE AUTHORIZATIONS

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 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	05/00/02	

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

1210. GLEN CANYON NATIONAL RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

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	06/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AC90

1211. LAKE MEAD NATIONAL RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

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	05/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager,

DOI—NPS

Proposed Rule Stage

Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-4206
 Fax: 202 208-6756
 Email: kym_hall@nps.gov
RIN: 1024-AC91

1212. BIG THICKET NATIONAL PRESERVE; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a
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	05/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-4206
 Fax: 202 208-6756
 Email: kym_hall@nps.gov
RIN: 1024-AC92

1213. PICTURED ROCKS NATIONAL LAKESHORE; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a
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	05/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-4206
 Fax: 202 208-6756
 Email: kym_hall@nps.gov
RIN: 1024-AC93

1214. FIRE ISLAND NATIONAL SEASHORE; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a
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	06/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-4206
 Fax: 202 208-6756
 Email: kym_hall@nps.gov
RIN: 1024-AC94

1215. GATEWAY NATIONAL RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a
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	06/00/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-4206
 Fax: 202 208-6756
 Email: kym_hall@nps.gov
RIN: 1024-AC95

1216. 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 462(k); 16 USC 9a
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	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-4206

DOI—NPS

Proposed Rule Stage

Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024–AC96

1217. LAKE MEREDITH RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

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	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024–AC97

1218. CHICKASAW RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

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	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024–AC98

1219. CURECANTI RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

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	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024–AC99

1220. AMISTAD RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

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	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024–AD00

1221. LAKE ROOSEVELT RECREATION AREA; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

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	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024–AD01

1222. ASSATEAGUE ISLAND NATIONAL SEASHORE; PERSONAL WATERCRAFT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

CFR Citation: 36 CFR 7.65

DOI—NPS

Proposed Rule Stage

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	05/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AD02

1223. DRY TORTUGAS NATIONAL PARK; SPECIAL REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 410xx; 16 USC 9a

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	11/00/02	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: 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

1224. 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	11/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: John Robbins, Assistant Director, Cultural Resources, Department of the Interior, National Park Service, NC340, 1849 C Street NW., Washington, DC 20240
Phone: 202 343-3388
Fax: 202 343-5260
Email: john_robbins@nps.gov

RIN: 1024-AD05

1225. • YELLOWSTONE NATIONAL PARK, GRAND TETON NATIONAL PARK, JOHN D. ROCKEFELLER MEMORIAL PARKWAY WINTER USE REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a; 16 USC 460(q); 16 USC 462(k)

CFR Citation: 36 CFR 7.13; 36 CFR 7.22

Legal Deadline: NPRM, Statutory, March 29, 2002.

Abstract: This rule will propose a delay of one year for implementing existing snowmobile regulations at the parks.

Timetable:

Action	Date	FR Cite
NPRM	03/29/02	67 FR 15145
NPRM Comment Period End	05/28/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kym A. Hall, Regulations Program Manager, Department of the Interior, National Park Service, 1849 C Street N.W., Washington, DC 20240
Phone: 202 208-4206
Fax: 202 208-6756
Email: kym_hall@nps.gov

RIN: 1024-AD06

**Department of the Interior (DOI)
National Park Service (NPS)**

Final Rule Stage

1226. 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	

DOI—NPS

Final Rule Stage

Action	Date	FR Cite
Interim Final Rule Comment Period End	04/14/97	
Final Action	06/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: John Robbins, Assistant Director, Cultural Resources, Department of the Interior, National Park Service, NC340, 1849 C Street NW., Washington, DC 20240
Phone: 202 343-3388
Fax: 202 343-5260
Email: john_robbs@nps.gov

RIN: 1024-AC84

1227. VIRGIN ISLANDS CORAL REEF NATIONAL MONUMENT; SPECIAL REGULATIONS

Priority: Other Significant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 462(k); 16 USC 9a

CFR Citation: 36 CFR 7.103; 36 CFR 7.73

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	05/00/02	

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

1228. WORLD HERITAGE CONVENTION

Priority: Substantive, Nonsignificant

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
Interim Final Rule	11/19/01	66 FR 57878
Interim Final Rule Effective	11/19/01	
Interim Final Rule Comment Period End	01/18/02	
Next Action	Undetermined	

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

1229. 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
Email: pat_parker@nps.gov

RIN: 1024-AC86

1230. GOLDEN GATE NATIONAL RECREATION AREA; SPECIAL REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1; 16 USC 3; 16 USC 9a

DOI—NPS

Long-Term Actions

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	01/11/02	67 FR 1424
ANPRM Comment Period End	03/12/02	
Undetermined	To Be Determined	

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)

Completed Actions

1231. LEASING REGULATIONS

Priority: Other Significant

CFR Citation: 36 CFR 18

Completed:

Reason	Date	FR Cite
Final Action	12/27/01	66 FR 66755

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Laurie Shaffer

Phone: 303 987-6911
 Fax: 303 987-6901
 Email: laurie_shaffer@nps.gov

RIN: 1024-AC78

1232. WRANGELL-ST. ELIAS NATIONAL PARK AND PRESERVE RESIDENT ZONE COMMUNITIES

Priority: Substantive, Nonsignificant

CFR Citation: 36 CFR 13

Completed:

Reason	Date	FR Cite
Final Action	02/25/02	67 FR 8481

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Hunter Sharp
 Phone: 907 822-5234
 Email: hunter_sharp@nps.gov

RIN: 1024-AC83
BILLING CODE 4310-70-S

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

Proposed Rule Stage

1233. 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: BIA is revising this rule to incorporate new procedures on billing and collection of government debt. Once these changes are made, BIA will publish a new proposed rule for public comment.

Timetable:

Action	Date	FR Cite
NPRM	07/05/96	61 FR 35167
NPRM Comment Period End	09/03/96	
Supplementary NPRM	05/00/02	
Supplementary NPRM Comment Period End	11/00/02	

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, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-5480

RIN: 1076-AD44

1234. 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. BIA is revising this rule to incorporate new procedures on billing and collection of government

debt. Once these changes are made, BIA will publish a new proposed rule for public comment.

Timetable:

Action	Date	FR Cite
NPRM	06/07/96	61 FR 29040
NPRM Comment Period End	08/06/96	
Supplementary NPRM	05/00/02	
Supplementary NPRM Comment Period End	11/00/02	

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, 1849 C Street N.W., Washington, DC 20240
 Phone: 202 208-5480

RIN: 1076-AD45

DOI—BIA

Proposed Rule Stage

1235. ARRANGEMENT WITH STATES, TERRITORIES, OR OTHER AGENCIES FOR RELIEF OF DISTRESS AND SOCIAL WELFARE OF INDIANS**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 2**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	03/26/02	67 FR 13733
NPRM Comment Period End	05/28/02	
Final Action	09/00/02	

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, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-2721

RIN: 1076-AD98**1236. 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	07/00/02	

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

Undetermined

Agency Contact: Peter S. Markey, Procurement Analyst, Department of the Interior, Bureau of Indian Affairs, MS 2626C MIB, 1849 C Street NW, Washington, DC 20240
Phone: 703 390-6479

RIN: 1076-AE07**1237. INDIAN RESERVATION ROADS PROGRAM****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 25 USC 2; 25 USC 202; 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.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

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**1238. TRUST MANAGEMENT REFORM: REPEAL OF OUTDATED RULES****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 121; 25 USC 331; 25 USC 355; 25 USC 408; 25 USC 474; 25 USC 500; 25 USC 883; 43 USC 1601**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	02/21/02	67 FR 7985
NPRM Comment Period End	04/22/02	
Final Action	06/00/02	

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-AE20**1239. 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.

DOI—BIA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/00/02	

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-AE21

1240. 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	03/00/03	

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

1241. 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 415d; 25 USC 425 ; 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 a 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	01/00/03	

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

1242. TRIBAL REVENUE ALLOCATION PLANS

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

Legal Authority: 25 USC 2; 25 USC 2710; 25 USC 9; 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 rule 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 assist the Secretary in making this determination.

Timetable:

Action	Date	FR Cite
NPRM	08/00/02	

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 MIB, 1849 C Street NW., Washington, DC 20240
Phone: 202 219-4066

RIN: 1076-AE24

1243. 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	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-AE25

1244. • ADULT EDUCATION PROGRAM**Priority:** Info./Admin./Other

Legal Authority: 43 USC 1457; 25 USC 2; 25 USC 9; 25 USC 13

CFR Citation: 25 CFR 46**Legal Deadline:** None

Abstract: This rule changes our estimate of the time it takes to fill out the application form for adult education benefits. The new estimated completion time of four hours more accurately reflects the time that applicants must spend to provide the information that we request. This more accurate estimate satisfies the requirements of the Paperwork Reduction Act and Office of Management and Budget regulations. The application requirements themselves remain unchanged.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

Regulatory Flexibility Analysis

Required: No

DOI—BIA

Proposed Rule Stage

Government Levels Affected:

Undetermined

Bureau of Indian Affairs, MS -3530,
1849 C Street NW, Washington, DC
20240

Fax: 202 273-0030

Agency Contact: William Mehojah,
Programs, Department of the Interior,

Phone: 202 208-6123

RIN: 1076—AE29**Department of the Interior (DOI)****Final Rule Stage****Bureau of Indian Affairs (BIA)****1245. INDIAN BUSINESS
DEVELOPMENT PROGRAM****Priority:** Substantive, Nonsignificant**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. BIA has consulted with tribes about the rule at various meetings and trade fairs. This consultation process will continue during the coming months before the final rule is published.

Timetable:

Action	Date	FR Cite
NPRM	01/30/97	62 FR 4497
Final Action	06/00/02	

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**1246. 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

Action	Date	FR Cite
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	09/00/02	

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**1247. 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
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	06/00/02	

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
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Fax: 202 219-2100
Email: duncan_l_brown@ios.doi.gov
RIN: 1076—AE04

**1248. INDIAN SCHOOL
EQUALIZATION PROGRAM -
PROVISIONS FOR EXCEPTIONAL
CHILDREN****Priority:** Substantive, Nonsignificant**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
Final Action	05/00/02	

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

DOI—BIA

Final Rule Stage

Phone: 202 208-3628

RIN: 1076—AE14

1249. PROTECTION OF PRODUCTS OF INDIAN ART AND CRAFTSMANSHIP**Priority:** Substantive, Nonsignificant**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	09/00/02	

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)**

Completed Actions

1250. INDIAN RESERVATION ROADS PROGRAM**Priority:** Substantive, Nonsignificant**CFR Citation:** 25 CFR 170**Completed:**

Reason	Date	FR Cite
Final Action Effective	01/09/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Tribal**Agency Contact:** LeRoy Gishi
Phone: 202 208-4359

RIN: 1076—AE06

1251. • DISTRIBUTION OF FISCAL YEAR 2002 INDIAN RESERVATION ROADS FUNDS**Priority:** Other Significant**Legal Authority:** 36 Stat 861; 78 Stat 241; 76 Stat 253; 76 Stat 257; 45 Stat 750; 25 USC 47; 25 USC 2000e(b); 47 USC 2000e(i); 23 USC 101(a); 23 USC 202; 23 USC 204**CFR Citation:** 25 CFR 170**Legal Deadline:** None**Abstract:** This temporary rule required distribution of 75 percent of the fiscal year 2002 Indian Reservation Roads (IRR) funds to projects on or near Indian reservations using the relative need formula. In this distribution, up to \$19.5 million was reserved to allow Federally recognized tribes to apply for \$35,000 each for administrative capacity building and other transportation activities. The balance of

the remaining 25 percent of FY 2002 IRR program funds was distributed according to the relative need formula. The rule is effective from January 10, 2002 through September 30, 2002.

Timetable:

Action	Date	FR Cite
Final Action	01/10/02	67 FR 1290
Final Action Effective	01/10/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State, Local, 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—AE28

BILLING CODE 4310—02—S

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

Proposed Rule Stage

1252. LATE AND OVERPAYMENT INTEREST**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	10/00/02	
NPRM Comment Period End	12/00/02	

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

DOI—MMS

Proposed Rule Stage

Government Levels Affected: None

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RIN: 1010-AC27

1253. 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	11/00/02	
NPRM Comment Period End	01/00/03	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

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RIN: 1010-AC29

1254. 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	08/00/02	
NPRM Comment Period End	10/00/02	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

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RIN: 1010-AC30

1255. 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	01/00/03	
NPRM Comment Period End	03/00/03	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

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RIN: 1010-AC31

1256. 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	06/00/02	
NPRM Comment Period End	07/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 1010-AC47

1257. 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	08/00/02	
NPRM Comment Period End	11/00/02	

DOI—MMS

Proposed Rule Stage

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

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RIN: 1010-AC57

1258. 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

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RIN: 1010-AC58

1259. 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	03/00/03	
NPRM Comment Period End	04/00/03	

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

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RIN: 1010-AC79

1260. 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 the 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	08/00/02	
NPRM Comment Period End	10/00/02	

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

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1261. 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	09/00/02	
NPRM Comment Period End	11/00/02	

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

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DOI—MMS

Proposed Rule Stage

1262. DEFINITION OF CONTROL

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

Legal Authority: 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 2101 et seq; 5 USC 301 et seq; 5 USC 396 et seq; 5 USC 396a et seq

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: MMS is amending the definition of “control” in 30 CFR part 206 based upon the relevance to MMS regulations of the decision *National Mining Association v. Department of the Interior*, 177 F.3rd 1 (DC Cir., May 28, 1999).

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	
NPRM Comment Period End	11/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC88

1263. 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: This rule will update a document incorporated by reference and incorporate by reference a new document. Incorporation by reference makes a widely available technical document part of our regulations. The updated reference, API RP 14F, 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 1, Division 1, and Division 2 Locations.” The new document, API RP 14 FZ, is titled “Recommended Practice for Design and Installation of Electrical Systems for Fixed and Floating Offshore Petroleum Facilities for Unclassified and Unclassified and Class 1, Zone 0, Zone 1, and Zone 2 Locations.”

Timetable:

Action	Date	FR Cite
NPRM	09/00/02	
NPRM Comment Period End	11/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

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RIN: 1010-AC89

1264. REPORTING AMENDMENTS

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

Legal Authority: 25 USC 2107; 25 USC 396; 30 USC 1023; 30 USC 1751(a); 30 USC 189; 30 USC 190; 30 USC 359; 31 USC 3716; 31 USC 9701; 43 USC 1334; 43 USC 1801; 44 USC 3506(a); 5 USC 301 et seq

CFR Citation: 30 CFR 206; 30 CFR 210; 30 CFR 216; 30 CFR 218

Legal Deadline: None

Abstract: MMS is amending its regulations to: (1) update reporting instructions; (2) eliminate unnecessary report forms; (3) add approved information collections previously omitted; (4) remove the extended due date for production reports submitted electronically; (5) require production reporting on leases and agreements until all production has ceased and all inventory has been disposed of; and (6) eliminate certain reporting assessments and electronic reporting options.

Timetable:

Action	Date	FR Cite
NPRM	07/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC90

1265. 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	06/00/02	
NPRM Comment Period End	07/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC91

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

Final Rule Stage

1266. 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.

Timetable:

Action	Date	FR Cite
NPRM	06/21/00	65 FR 38453
NPRM Comment Period End	10/19/00	65 FR 46126
Final Action	06/00/02	
Final Action Effective	07/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC43

1267. 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	09/00/02	
Final Action Effective	11/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC48

1268. 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	06/00/02	
Final Action Effective	08/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC65

1269. 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	08/11/01	
NPRM Comment Period End	10/29/01	
Final Action	09/00/02	
Final Action Effective	11/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC75

1270. DOCUMENTS INCORPORATED BY REFERENCE — API SPECIFICATION 2C

Priority: Routine and Frequent

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

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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	09/00/02	
Final Action Effective	10/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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1271. DEALING WITH SUSTAINED CASING PRESSURE

Priority: Substantive, Nonsignificant

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	11/09/01	66 FR 56620

Action	Date	FR Cite
Comment Period	01/03/02	67 FR 275
Extended to	3/9/2002	
NPRM Comment Period End	01/08/02	
Final Action	08/00/02	
Final Action Effective	09/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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1272. DOCUMENTS INCORPORATED BY REFERENCE FOR OFFSHORE FLOATING PRODUCTION FACILITIES

Priority: Substantive, Nonsignificant

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	12/27/01	66 FR 66851
Comment Period	02/12/02	67 FR 6453
Extended to	3/27/2002	
NPRM Comment Period End	02/25/02	
Final Action	09/00/02	
Final Action Effective	10/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC85

1273. TECHNICAL AMENDMENTS

Priority: Info./Admin./Other

Legal Authority: 25 USC 2101 et seq; 25 USC 396 et seq; 30 USC 1001 et seq; 30 USC 1701 et seq; 30 USC 181 et seq; 30 USC 351 et seq; 31 USCA 3335; 43 USC 1301 et seq; 43 USC 1331 et seq; 43 USC 1801 et seq

CFR Citation: 30 CFR 201; 30 CFR 206; 30 CFR 212; 30 CFR 216; 30 CFR 217; 30 CFR 218; 30 CFR 219; 30 CFR 220; 30 CFR 227; 30 CFR 228; 30 CFR 230; 30 CFR 241; 30 CFR 243

Legal Deadline: None

Abstract: MMS is amending its regulations to reflect updated cross-references, organization names, publication titles, and other administrative changes.

Timetable:

Action	Date	FR Cite
Final Action	05/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1010-AC87

1274. SUSPENSION OF OPERATIONS FOR EXPLORATION UNDER SALT SHEETS

Priority: Substantive, Nonsignificant

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

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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	01/09/02	67 FR 1171
NPRM Comment Period End	02/08/02	
Final Action	09/00/02	
Final Action Effective	10/00/02	

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

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RIN: 1010-AC92**1275. 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.

Timetable:

Action	Date	FR Cite
Final Action	07/00/02	
Final Action Effective	08/00/02	

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

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RIN: 1010-AC93**1276. OUTER CONTINENTAL SHELF OIL AND GAS LEASING - CLARIFYING AMENDMENTS****Priority:** Substantive, Nonsignificant**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	02/12/02	67 FR 6454
NPRM Comment Period End	03/14/02	
Final Action	11/00/02	
Final Action Effective	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
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Email: kumkum_ray.mms.gov

RIN: 1010-AC94**1277. DOCUMENT INCORPORATED BY REFERENCE—API 510—PRESSURE VESSEL INSPECTION CODE: MAINTENANCE INSPECTION, RATING, REPAIR, AND ALTERATION****Priority:** Routine and Frequent**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	12/27/01	66 FR 66848
NPRM Comment Period End	02/25/02	
Final Action	09/00/02	
Final Action Effective	10/00/02	

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

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RIN: 1010-AC95

Department of the Interior (DOI)
Minerals Management Service (MMS)
Long-Term Actions
1278. DEEP WATER ROYALTY RELIEF FOR OUTER CONTINENTAL SHELF OIL AND GAS LEASES ISSUED AFTER 2000

Priority: Other Significant

Legal Authority: 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 203

Legal Deadline: None

Abstract: The rule explains who is eligible for relief, how they apply for relief, and the criteria they must meet to receive relief. The proposed rule makes a new class of leases, those sold after 2000 in the central and western Gulf of Mexico (GOM), eligible to apply for royalty suspensions to supplement any that may have been included in their original lease terms. Also, it updates certain requirements and authorizes royalty relief in special situations.

Statement of Need: Because of the variation of geologic and economic circumstance standard leasing terms do not encourage development of all potential reserves in the deep water GOM. The Deep Water Royalty Relief Act (DWRRA)(Pub. L. 104-58) authorized the Minerals Management Service (MMS) to promote development of marginal reserves. The existing regulations at 30 CFR 203 give detailed instructions on how deep water leases issued before the DWRRA may apply and qualify for royalty suspension on a case-by-case basis. This proposed rule revises and extends these instructions to certain additional categories of OCS leases, especially those issued after 2000. Revisions to the existing instructions reflect experience with cases over the last 5 years. Also the

proposed rule identifies circumstances when MMS may consider special royalty relief outside our established end-of-life and DWRR programs.

Summary of Legal Basis: The OCS Lands Act is the basis for our regulations on suspending or lowering royalties on producing OCS leases. The DWRRA is the basis for regulations to reduce or eliminate royalty on non-producing leases in the GOM west of 87 degrees, 30 minutes West longitude. It gives the Secretary of the Interior this authority to (1) promote development or increased production on producing and non-producing leases or (2) encourage production of marginal resources on producing and non-producing leases.

Alternatives: The specificity with which the current regulations were written was driven by the DWRRA to facilitate planning by potential applicants. Those regulations do not leave room for anything but a rulemaking fix. Otherwise, those new leases that legitimately need development assistance would be relegated to seeking relief under ad hoc special relief rules. Alternatively an extension of the DWRRA terms to fill a perceived gap may give future deep water lessees royalty-suspension terms that are not sufficiently responsive to current market conditions. Moreover, it is fairer to both applicants and taxpayers to establish clear and coherent rules by which individual leases can obtain the amount of royalty relief actually needed to induce development.

Anticipated Cost and Benefits: This rule extends the benefit of discretionary royalty relief to certain OCS leases after November 2000 that qualify as marginally uneconomic. Lessees who choose to seek this discretionary

royalty relief pay user fees that range from \$12,000 to \$49,000 per application, in addition to their internal costs of assembling the necessary data. Benefits from this rule come from production that otherwise would not occur or be deferred indefinitely. To date, one field qualifying for relief has gone into production and added 15 million barrels of oil equivalent to reserves in the GOM. Another on the verge of starting development would add 400 billion cubic feet of natural gas to reserves that otherwise would not be produced in the GOM.

Risks: The risk of not modifying the discretionary royalty relief rule is that some marginal resources will be bypassed. Alternatively, royalty receipts could fall because overly generous relief will be given to many leases to avoid the loss in production by a few.

Timetable:

Action	Date	FR Cite
NPRM	11/16/00	65 FR 69259
Comment Period Extended	12/15/00	65 FR 78431
Final Rule	01/15/02	67 FR 1862
Final Rule Effective	02/14/02	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

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 Phone: 703 787-1536
 Fax: 703 787-1141
 Email: marshall.rose@mms.gov

RIN: 1010-AC71

Department of the Interior (DOI)
Minerals Management Service (MMS)
Completed Actions
1279. REQUIREMENTS GOVERNING SURETY BONDS FOR THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant

CFR Citation: 30 CFR 256

Completed:

Reason	Date	FR Cite
Final Action	12/03/01	66 FR 60147
Final Action Effective	01/02/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray
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 Fax: 703 787-1093
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RIN: 1010-AC68

1280. SOLID MINERALS REPORTING REQUIREMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 30 CFR 206; 30 CFR 210; 30 CFR 216; 30 CFR 218

Completed:

Reason	Date	FR Cite
Final Action	08/30/01	66 FR 45760
Final Action Effective	10/01/01	

DOI—MMS

Completed Actions

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Carol Shelby

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Email: carol.shelby@mms.gov

RIN: 1010-AC86

BILLING CODE 4310-MR-S

Department of the Interior (DOI)

Proposed Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1281. 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 intends to propose new rules governing permitting and performance standards for the recovery of coal from 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	12/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: Inhi Hong, Engineer, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, MS 120-SIB, 1951 Constitution Avenue NW., Washington, DC 20240

Phone: 202 208-2628

RIN: 1029-AB70**1282. 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 using site-based standards.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**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**1283. EMERGENCY ACTION PLANS—IMPOUNDMENTS****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 amends requirements governing impoundments meeting the criteria in 30 CFR 816.49(a)(12) and 817.49(a)(12). If an inspection of these impoundments reveals potential hazards, operators must develop emergency procedures (called an emergency action plan, or EAP). The proposed rule would specify what must be included in an EAP. The rule would also require operators to develop an EAP before operating any of these impoundments that are located within 500 feet of an underground coal mine.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/02	

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

Phone: 202 208-2617

RIN: 1029-AB92**1284. 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 become 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	05/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Agency Contact:** Danny Lytton, Program Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, Room 120 SIB, 1951 Constitution Avenue NW, Washington, DC 20240

Phone: 202 208-2788

TDD Phone: 202 219-2737

Fax: 202 219-0239

RIN: 1029-AB99**1285. • REVEGETATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 816**Legal Deadline:** None**Abstract:** This rule will revise the topsoil replacement and revegetation standards. The revisions will encourage species diversity on reclaimed lands, remove a possible impediment to the

DOI—OSMRE

Proposed Rule Stage

use of woody vegetation in revegetating mined land, and provide similar revegetation success standards in both areas of more than 26 inches of precipitation and in areas of less than 26 inches of precipitation.

Timetable:

Action	Date	FR Cite
NPRM	11/00/02	

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

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RIN: 1029-AC02

1286. • PLACEMENT OF EXCESS SPOIL

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 701; 30 CFR 773; 30 CFR 780; 30 CFR 781; 30 CFR 785; 30 CFR 816; 30 CFR 817

Legal Deadline: None

Abstract: This rule will establish permit application requirements and review procedures for applications that propose to place excess spoil from surface coal mining operations into waters of the United States. In addition, it will modify the backfilling and grading regulations to minimize the

creation of excess spoil and it will revise the regulations governing surface coal mining operations within 100 feet of a perennial or intermittent stream to more closely track the underlying statutory provisions.

Timetable:

Action	Date	FR Cite
NPRM	08/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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-AC04

Department of the Interior (DOI)

Final Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1287. 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: OSM regulates mining on Indian lands and the State regulates mining on non-Indian lands. OSM proposes to amend its regulations to clarify that the definition of "Indian lands" at 30 CFR 700.5 includes individual Indian trust allotments located within an approved tribal land consolidation area. The proposed clarification was required under the

terms of a settlement agreement between the Department of the Interior and the Navajo Nation and Hopi Tribe to settle the tribes' challenges to a May 1989 Indian lands rulemaking. OSM has developed a preliminary draft rule that specifies that allotted lands would qualify as Indian lands for purposes of the Surface Mining Control and Reclamation Act when OSM determines, on a case-by-case basis, that the allotments are supervised by an Indian tribe.

Timetable:

Action	Date	FR Cite
NPRM	02/19/99	64 FR 8464

Action	Date	FR Cite
NPRM Comment Period End	06/21/99	64 FR 18585
Final Action	09/00/02	

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

Department of the Interior (DOI)

Completed Actions

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1288. ELECTRONIC FILING OF THE OSM-1 FORM

Priority: Substantive, Nonsignificant

CFR Citation: 30 CFR 870

Completed:

Reason	Date	FR Cite
Final Action	05/23/01	66 FR 28634

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Sean Spillane

Phone: 303 236-0330

RIN: 1029-AB95

1289. CIVIL PENALTY ADJUSTMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 30 CFR 723; 30 CFR 724; 30 CFR 845; 30 CFR 846

Completed:

Reason	Date	FR Cite
Final Action	11/21/01	66 FR 58644

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Andy DeVito

Phone: 202 208-2701

RIN: 1029-AC00

DOI—OSMRE

Completed Actions

1290. • CHANGES OF ADDRESS**Priority:** Info./Admin./Other**Legal Authority:** 30 USC 1201 et seq
CFR Citation: 30 CFR 724.18; 30 CFR 846.17**Legal Deadline:** None**Abstract:** This rule changes the address to use when writing to the Office of Hearings and Appeals.**Timetable:**

Action	Date	FR Cite
Final Action	02/05/02	67 FR 5203

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**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-AC03**BILLING CODE** 4310-05-S**Department of the Interior (DOI)
Bureau of Reclamation (RB)**

Proposed Rule Stage

1291. • AUTHORIZATION OF LAW ENFORCEMENT OFFICERS AT RECLAMATION FACILITIES**Priority:** Other Significant**Legal Authority:** 16 USC 4602-31; 43 USC 373b**CFR Citation:** 43 CFR 422**Legal Deadline:** None**Abstract:** The Bureau of Reclamation is issuing this rule to establish criteria

for the use of non-Reclamation law enforcement personnel within a Bureau project or on Reclamation lands. We are required by law to issue this rule in order to provide for the security of dams, facilities, and resources under our jurisdiction.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Larry Todd, Director of Operations, Department of the Interior, Bureau of Reclamation, Room 7465 MIB, 1849 C Street NW, Washington, DC 20240

Phone: 202 513-0615

Fax: 202 513-0314

RIN: 1006-AA42**Department of the Interior (DOI)
Bureau of Reclamation (RB)**

Final Rule Stage

1292. • ACREAGE LIMITATION**Priority:** Info./Admin./Other**Legal Authority:** 5 USC 301**CFR Citation:** 43 CFR 426.24**Legal Deadline:** None**Abstract:** The Office of Hearings and Appeals has recently moved. This rule changes the Office's address to reflect this move.**Timetable:**

Action	Date	FR Cite
Final Action	05/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Richard Rizzi, Land and Water Regulatory Specialist, Department of the Interior, Bureau ofReclamation, MS D-5200, PO Box 25007, Denver, CO 80225
Phone: 303 445-2400
Fax: 303 445-6470**RIN:** 1006-AA43

will replace this rule at a later date. We will use comments received on this rule to aid us in drafting a proposed public conduct rule.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Diana Trujillo, Land Management Policy Analyst, Department of the Interior, Bureau of Reclamation, D-5300 Bldg. 67, PO Box 25007, Denver, CO 80225
Phone: 303 445-2914
Fax: 303 445-6690**RIN:** 1006-AA44**BILLING CODE** 4310-09-S**1293. • TRESPASS ON RECLAMATION LANDS AND FACILITIES****Priority:** Other Significant**Legal Authority:** PL 107-69; PL 102-575**CFR Citation:** 43 CFR 423**Legal Deadline:** None**Abstract:** This rule establishes the minimum requirements necessary to ensure the safety of the public, Reclamation employees, dams, facilities, and other resources under our jurisdiction. We are developing a comprehensive public conduct rule that

Department of the Interior (DOI)
Bureau of Land Management (BLM)

Proposed Rule Stage

**1294. 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	11/00/02	

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
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 Fax: 202 653-5287
 Email: ted_hudson@blm.gov

RIN: 1004-AB77

1295. 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	12/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

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RIN: 1004-AC56

**1296. 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	08/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Roger Haskins, Mining Law Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
 Phone: 202 452-0355
 Email: roger_haskins@blm.gov

RIN: 1004-AC59

**1297. 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	12/00/02	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Barbara Gauthier-Warinner, Mineral Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street N.W., Washington, DC 20240
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RIN: 1004-AD32

**1298. 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	01/00/03	

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

**1299. HAZARDOUS MATERIALS
 COMPLIANCE**

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1701 et seq

DOI—BLM

Proposed Rule Stage

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	02/00/03	

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

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RIN: 1004-AD38**1300. 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	05/00/02	

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

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Email: kenneth_visser@blm.gov

RIN: 1004-AD42**1301. 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
NPRM	01/18/02	67 FR 2618
NPRM Comment Period End	02/19/02	
NPRM Comment Period Reopened	04/12/02	67 FR 17962
NPRM Comment Period End	05/13/02	
Final Action	10/00/02	

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

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Email: ted_hudson@blm.gov

RIN: 1004-AD43**1302. PERMITS FOR RECREATION ON PUBLIC LANDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1740**CFR Citation:** 43 CFR 2930**Legal Deadline:** None

Abstract: This 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	05/00/02	
NPRM Comment Period End	10/00/02	

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

Agency Contact: Lee Larson, Recreation Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

Phone: 202 452-5168

Email: lee_larson@blm.gov

RIN: 1004-AD45**1303. 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	02/22/02	67 FR 8216
NPRM Comment Period End	04/23/02	
Final Action	12/00/02	

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

Agency Contact: Jeff O. Holdren, Deputy Group Manager, Department of the Interior, Bureau of Land

DOI—BLM

Proposed Rule Stage

Management, 1849 C. Street, NW.,
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RIN: 1004-AD50

1304. ● SURFACE MANAGEMENT; SEGREGATED OR WITHDRAWN LANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1280; 30 USC 22; 30 USC 612; 43 USC 1201; 43 USC 1732; 43 USC 1733; 43 USC 1740; 43 USC 1781; 43 USC 1782

CFR Citation: 43 CFR 3809

Legal Deadline: None

Abstract: This rule will provide that a mineral examination is not required for claims on specific categories of withdrawn lands in Alaska before approving plans of operations or allowing notice-level mining to begin, but will be discretionary with BLM on those lands. For mining claims on lands withdrawn for inclusion in land conservation systems like wilderness, wild and scenic rivers, etc., mineral examinations will remain mandatory.

Timetable:

Action	Date	FR Cite
NPRM	05/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 1004-AD51

1305. ● MINING CLAIMS UNDER THE GENERAL MINING LAWS; SURFACE MANAGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1280; 30 USC 22; 30 USC 612; 43 USC 1201; 43 USC 1732; 43 USC 1733; 43 USC 1740; 43 USC 1781; 43 USC 1782

CFR Citation: 43 CFR 3809

Legal Deadline: None

Abstract: This rule will amend existing regulations by removing certain provisions of the regulations and restoring others to those in effect on January 19, 2001, intending to prevent unnecessary or undue degradation of BLM-administered lands by mining operations authorized under the mining laws. The approach BLM will take will balance the Nation's need to maintain reliable sources of strategic and industrial minerals, while ensuring protection of the environment and natural resources on public lands. The rule will make the hardrock mining regulations consistent with the recommendations of the National Research Council and protect the Federal Government from financial risk if operators are unable to perform reclamation.

Timetable:

Action	Date	FR Cite
NPRM	10/30/01	66 FR 54863
NPRM Comment Period End	02/15/02	
NPRM Comment Period Reopened	04/12/02	67 FR 17962
NPRM Comment Period End	05/13/02	
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 1004-AD53

1306. ● WILDERNESS MANAGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1133; 43 USC 1733; 43 USC 1740; 43 USC 1782

CFR Citation: 43 CFR 6300

Legal Deadline: None

Abstract: This rule will add provisions on use of timber on mining claims and clarify procedures on issuing patents for mining claims.

Timetable:

Action	Date	FR Cite
NPRM	12/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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Related RIN: Related To 1004-AB69

RIN: 1004-AD54

Department of the Interior (DOI) Bureau of Land Management (BLM)

Final Rule Stage

1307. 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	11/00/02	

Regulatory Flexibility Analysis Required: No

DOI—BLM

Final Rule Stage

Government Levels Affected: None

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RIN: 1004-AC64

1308. 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: The rule will amend the regulations governing rights-of-way issued under both the Federal Land Policy and Management Act and the Mineral Leasing Act by revising cost recovery policies and procedures and adjusting cost recovery fees to reflect cost increases since the current regulations became effective in 1987. The rule will also eliminate the automatic exemptions from cost recovery for Federal agencies except when they are exempted by law. It will also establish policies on paying rent in advance and a financial penalty for paying rent late.

Timetable:

Action	Date	FR Cite
NPRM	06/15/99	64 FR 32106
NPRM Comment Period End	10/13/99	
Final Action	10/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1004-AC74

1309. 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	10/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1004-AC77

1310. 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	05/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Lee Larson, Recreation Specialist, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240
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RIN: 1004-AD25

1311. 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 implemented 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

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RIN: 1004-AD31

1312. WILDERNESS MANAGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1740

CFR Citation: 43 CFR 6300

Legal Deadline: None

Abstract: This rule would add provisions on use of fixed anchors for rock climbing in wilderness areas.

Timetable:

Action	Date	FR Cite
Final Action	10/00/02	

DOI—BLM

Final Rule Stage

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

Undetermined

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Related RIN: Split From 1004-AD54,
Related To 1004-AB69

RIN: 1004-AD46**1313. • LOCATION RECORDING AND MAINTENANCE OF MINING CLAIMS OR SITES****Priority:** Info./Admin./Other

Legal Authority: 30 USC 621 to 625; 43 USC 1701 et seq; 30 USC 28f to 28k

CFR Citation: 43 CFR 3730; 43 CFR 3820; 43 CFR 3830; 43 CFR 3850

Legal Deadline: None

Abstract: This rule will respond to a recent law extending until September 30, 2003, the provisions that (1) require claimants to pay location and maintenance fees on unpatented mining claims or sites, and (2) allow annual maintenance fee waivers for small miners. The rule will change dates in the regulations to conform to expiration dates in the law. BLM collected these

fees and provided for waivers under the existing regulations based on a previous law that expired on September 30, 2001.

Timetable:

Action	Date	FR Cite
Final Action	06/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 1004-AD52
**Department of the Interior (DOI)
Bureau of Land Management (BLM)**

Long-Term Actions

1314. 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
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
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RIN: 1004-AB51**1315. 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 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
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RIN: 1004-AC27**1316. 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

DOI—BLM

Long-Term Actions

Action	Date	FR Cite
NPRM Comment Period End	10/10/96	
Supplementary NPRM	To Be	Determined

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

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RIN: 1004-AC80**1317. OIL AND GAS LEASING AND OPERATIONS****Priority:** Other Significant**Legal Authority:** 30 USC 181 et seq**CFR Citation:** 43 CFR 3100 to 3180**Legal Deadline:** None

Abstract: This rule will revise BLM's current Federal oil and gas leasing and operations regulations, except those concerning drainage (section 3100.2-2), combined hydrocarbon leasing (part 3140) and oil and gas leasing in the National Petroleum Reserve—Alaska (part 3130). The rule will: (1) Cite industry standards and incorporate them by reference rather than repeat those standards in the rule; (2) incorporate the requirements of the Onshore Oil and Gas Orders and national notices to lessees into the regulations to eliminate overlap with current regulations; (3) use performance standards in certain places instead of prescriptive requirements to allow more flexibility for operators and to protect the environment and Federal royalty interests; (4) increase certain bonding requirements and (5) eliminate redundancies, clarify procedures and regulatory requirements and streamline procedures.

Statement of Need: This rulemaking complies with the requirements of the Government Performance and Results Act, the recommendations of the National Performance Review, and other initiatives. It will be presented in a user-friendly format, presented by process rather than by subject matter.

Summary of Legal Basis: The Mineral Leasing Act gives BLM the authority to issue and administer the terms of oil

and gas leases on Federal lands, to conduct inspections of drilling operations and to promulgate and enforce regulations pertaining to oil and gas leasing and operations. BLM is the only Federal agency with authority to issue leases for publicly owned oil and gas resources.

Alternatives: The only alternative to the proposed regulations would be to continue to operate under the existing regulations. These regulations are not performance-based and are at times ambiguous and hard to understand. Further, the important information found in Onshore Operating Orders is published separately from the regulations and at irregular intervals.

Anticipated Cost and Benefits: BLM anticipates the following benefits: (1) More clearly written rules will be better understood by both oil and gas lessees and operators and members of the general public; (2) performance standards, rather than prescriptive requirements, will allow lessees and operators and BLM greater flexibility to deal with unique geological or engineering circumstances within the standards set by the rule; and (3) streamlining and clarifying procedures will result in better customer service and decreased time and money for both BLM and the user public.

Risks: The public may misunderstand one or more performance standards. BLM will publish user guides that explain in detail the standards and will provide examples of how operators might meet specific standards.

Timetable:

Action	Date	FR Cite
NPRM	12/03/98	63 FR 66840
NPRM Comment Period End	07/19/99	64 FR 29256
Final Action	To Be	Determined

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

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RIN: 1004-AC94**1318. 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

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RIN: 1004-AC99**1319. 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.

DOI—BLM

Long-Term Actions

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	To Be	Determined

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None**Agency Contact:** Ted Hudson,
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Bureau of Land Management (BLM)**

Completed Actions

**1320. OIL AND GAS LEASING;
NATIONAL PETROLEUM RESERVE,
ALASKA—UNIT AGREEMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 43 CFR 3130; 43 CFR
3135**Completed:**

Reason	Date	FR Cite
Final Action	04/11/02	67 FR 17866
Final Action Effective	06/10/02	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None**Agency Contact:** Erick Kaarlela
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Email: eric_kaarlela@blm.gov**RIN:** 1004-AD13**1321. MINERAL MATERIALS
DISPOSAL****Priority:** Substantive, Nonsignificant**CFR Citation:** 43 CFR 3600; 43 CFR
3610; 43 CFR 3620**Completed:**

Reason	Date	FR Cite
Final Action	11/23/01	66 FR 58892
Final Action Effective	12/24/01	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None**Agency Contact:** Durga N. Rimal
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Email: durga_rimal@blm.gov**RIN:** 1004-AD29
BILLING CODE 4310-84-S**Department of the Interior (DOI)
Office of the Secretary (OS)**

Final Rule Stage

1322. 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), willconsider 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	05/00/02	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** Federal**Agency Contact:** John Haubert,
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