



Federal Register

**Monday,
April 30, 2007**

Part XI

**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 spring 2007 and fall 2007. The Regulatory Flexibility Act and Executive Order 12866 require publication of the agenda.

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

FOR FURTHER INFORMATION CONTACT: You should direct all comments and inquiries with regard to these rules to the appropriate Agency contact. You should direct general comments relating to the agenda to the Office of Executive Secretariat, Department of the Interior, at the address above or on (202) 208-5257 or (202) 208-3071.

SUPPLEMENTARY INFORMATION: With this publication, the Department satisfies the requirement of Executive Order 12866 that the Department publish an agenda of rules that we have issued or expect to issue and of currently effective rules that we have scheduled for review.

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

Dated: March 7, 2007.

Richard A. Stephan,
Federal Register Liaison Officer.

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

Sequence Number	Title	Regulation Identifier Number
1365	Implementation of the National Environmental Policy Act of 1969	1090-AA95
1366	Implementation of OMB Guidance on Nonprocurement, Debarment, and Suspension	1090-AA96

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

Sequence Number	Title	Regulation Identifier Number
1367	Revision of Privacy Act Regulations	1090-AA94

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

Sequence Number	Title	Regulation Identifier Number
1368	Natural Resource Damage Assessments: Type B Procedures	1090-AA29
1369	Hydropower Licensing: Conditions and Prescriptions	1090-AA91

Office of Hearings and Appeals—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1370	Procedures Applicable in Adjudications Before the Hearings Division	1094-AA52
1371	Special Procedures for Public Lands and Surface Mining Cases	1094-AA53

United States Fish and Wildlife Service—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
1372	Migratory Birds; Religious/Spiritual Use of Feathers by Native Americans	1018-AV14

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United States Fish and Wildlife Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
1373	Seizure and Forfeiture Procedures	1018-AC89
1374	U.S. Proposals for CITES Appendix III; American Eel	1018-AF09
1375	Humane and Healthful Transport of Reptiles and Amphibians to the United States	1018-AF27
1376	Importation of Captive-Bred Exotic Birds Into the United States From Breeding Facilities in Other Countries	1018-AF44
1377	Importation, Exportation, and Transportation of Wildlife	1018-AF46
1378	Endangered and Threatened Wildlife and Plants; Proposed Reclassification of the Straight-Horned Markhor Population of the Torgghar Region of Baluchistan, Pakistan, From Endangered to Threatened	1018-AG00
1379	Wild Bird Conservation Act: Review of Approved List of Captive-Bred Species	1018-AG64
1380	Corrections to Rights-of-Way Regulations	1018-AI12
1381	Import of Polar Bear Trophies From Canada; Findings for the Western Hudson Population	1018-AI65
1382	Endangered and Threatened Wildlife and Plants; Downlisting the Wood Bison From Endangered to Threatened ...	1018-AI83
1383	Migratory Bird Permits; Regulations Governing Possession of Migratory Birds for Educational Purposes	1018-AI97
1384	Humane and Healthful Transport of Wild Mammals and Birds to the United States	1018-AJ24
1385	Marine Mammals; Endangered and Threatened Wildlife and Plants; Proposed Termination of the Southern Sea Otter Translocation Program	1018-AT34
1386	Endangered and Threatened Wildlife and Plants; Removal of the Virginia Northern Flying Squirrel From the List of Endangered and Threatened Wildlife	1018-AT37
1387	Revised Definition of "Destruction or Adverse Modification" for Endangered Species Act Section 7 Consultations ..	1018-AT50
1388	Endangered and Threatened Wildlife and Plants; Special Rule Reclassifying Argentinian Broad-Snouted Caiman Population From Endangered to Threatened	1018-AT56
1389	Mosquito and Mosquito-Borne Disease Management	1018-AT72
1390	Endangered and Threatened Wildlife and Plants; Salt Creek Tiger Beetle Critical Habitat Designation	1018-AT79
1391	Endangered and Threatened Wildlife and Plants; Removal of the Cui-ui From the List of Endangered and Threatened Wildlife	1018-AT85
1392	Negotiation of Annual Funding Agreements With Tribes (Manual Chapter)	1018-AU16
1393	Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Yadon's Piperia	1018-AU34
1394	Endangered and Threatened Wildlife and Plants; Determination of Critical Habitat for the Northern Spotted Owl ...	1018-AU37
1395	Civil Procedures	1018-AU38
1396	CITES Appendix III Listing of Galax	1018-AU40
1397	Marine Mammals; Incidental Take During Specified Activities; Chukchi Sea	1018-AU41
1398	Endangered and Threatened Wildlife and Plants; Re-Evaluation of Final Listing Determination for Queen Charlotte Goshawk	1018-AU43
1399	Endangered and Threatened Wildlife and Plants; Revision of Critical Habitat Designation for the Wintering Piping Plover	1018-AU48
1400	Endangered and Threatened Wildlife and Plants; Removal of the Northern Rocky Mountains Distinct Population Segment of the Gray Wolf From the List of Endangered and Threatened Wildlife	1018-AU53
1401	Endangered and Threatened Wildlife and Plants; Amending the Formats of the Lists of Endangered and Threatened Wildlife and Plants	1018-AU62
1402	Endangered and Threatened Wildlife and Plants; Removal of the Maguire Daisy From the List of Endangered and Threatened Plants	1018-AU67
1403	Endangered and Threatened Wildlife and Plants; Designation of a Nonessential Experimental Population of the Rio Grande Silvery Minnow in Texas	1018-AU68
1404	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Astragalus Desereticus (Deseret Milk Vetch)	1018-AU72
1405	Endangered and Threatened Wildlife and Plants; Listing of the Fluvial Arctic Grayling	1018-AU73
1406	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for the Hine's Emerald Dragonfly	1018-AU74
1407	Endangered and Threatened Wildlife and Plants; Critical Habitat for Comal Springs Dryopid Beetle, Comal Springs Riffle Beetle, and Peck's Cave Amphipod	1018-AU75
1408	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Catesbaea Melanocarpa	1018-AU76
1409	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Vail Lake Ceanothus and Mexican Flannelbush	1018-AU77
1410	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Guajon	1018-AU78
1411	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Cape Sable Seaside Sparrow	1018-AU79
1412	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Bear Valley Sandwort, Southern Mountain Wild-Buckwheat, and Ash-Grey Indian Paintbrush	1018-AU80
1413	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Tidewater Goby	1018-AU81
1414	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Monterey Spineflower	1018-AU83
1415	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Nevin's Barberry	1018-AU84
1416	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Flatwoods Salamander	1018-AU85

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

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1418	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Five Endangered Freshwater Mussels and Two Threatened Freshwater Mussels in Georgia, Florida, and Alabama	1018-AU87
1419	Endangered and Threatened Wildlife and Plants; Listing Determination and Critical Habitat Designation for Two Aquatic Snails and One Freshwater Mussel in the Southeast	1018-AU88
1420	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Marbled Murrelet	1018-AU91
1421	Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D: 2008-2009 Subsistence Taking of Wildlife Regulations	1018-AU95
1422	Endangered and Threatened Wildlife and Plants; Withdrawal of the Reclassification Rule and Removal of the Hawaiian Hawk From the List of Endangered and Threatened Wildlife	1018-AU96
1423	Endangered and Threatened Wildlife and Plants; Delisting of Concho Watersnake	1018-AU97
1424	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Pierson's Milk Vetch	1018-AU98
1425	Endangered and Threatened Wildlife and Plants; Listing Determination and Critical Habitat Designation for <i>Phyllostegia hispida</i>	1018-AV00
1426	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Pecos Sunflower	1018-AV02
1427	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for La Graciosa Thistle	1018-AV03
1428	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for California Taraxacum and San Bernardino Bluegrass	1018-AV04
1429	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Sierra Nevada Distinct Population Segment of California Bighorn Sheep	1018-AV05
1430	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Five Carbonate Plants from the San Bernardino Mountains of Southern California	1018-AV06
1431	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for the San Bernardino Kangaroo Rat	1018-AV07
1432	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for the Peninsular Bighorn Sheep	1018-AV09
1433	Migratory Bird Permits; Removal of Migratory Birds from Buildings	1018-AV10
1434	Authorization of Incidental Take of Eagles Under the Bald and Golden Eagle Protection Act	1018-AV11
1435	Migratory Bird Hunting; Proposed 2007 to 2008 Migratory Game Bird Hunting Regulations (Preliminary) with Requests for Indian Tribal Proposals	1018-AV12
1436	Migratory Bird Permits; Regulations for Managing Resident Canada Goose Populations	1018-AV15
1437	Endangered and Threatened Wildlife and Plants; Listing the Polar Bear (<i>Ursus Maritimus</i>) as Threatened Throughout Its Range	1018-AV19
1438	2007 to 2008 Refuge-Specific Hunting and Sport Fishing Regulations	1018-AV20
1439	Endangered and Threatened Wildlife and Plants; Listing Six Foreign Birds of the Family Procellariidae (Tube-Nosed Seabirds) as Endangered on the List of Threatened and Endangered Wildlife	1018-AV21
1440	Removing the Morelet's Crocodile from the List of Endangered and Threatened Wildlife	1018-AV22
1441	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Quino Checkerspot Butterfly	1018-AV23
1442	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Bay Checkerspot Butterfly, California	1018-AV24
1443	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Devils River Minnow	1018-AV25
1444	Endangered and Threatened Wildlife and Plants; Reclassification of Morro Shoulderband Snail from Endangered to Threatened	1018-AV26
1445	Endangered and Threatened Wildlife and Plants; Removal of the Deseret Milk-vetch From the List of Endangered and Threatened Plants	1018-AV27
1446	Endangered and Threatened Wildlife and Plants; Removal of the Brown Pelican From the List of Endangered and Threatened Wildlife	1018-AV28
1447	Endangered and Threatened Wildlife and Plants; Removal of the Valley Elderberry Longhorn Beetle From the List of Endangered and Threatened Wildlife	1018-AV29
1448	Endangered and Threatened Wildlife and Plants; Removal of the Ute's Ladies'-tresses Orchid From the List of Endangered and Threatened Plants	1018-AV30
1449	Importation, Exportation, and Transportation of Wildlife; Inspection Fees and Import/Export License Exemptions ...	1018-AV31
1450	Endangered and Threatened Wildlife and Plants; Listing Determination and Critical Habitat Designation for <i>Astelia Waialealae</i> (Painiu)	1018-AV32

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United States Fish and Wildlife Service—Final Rule Stage

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1451	List of Migratory Birds	1018-AB72
1452	Convention on International Trade in Endangered Species (CITES)	1018-AD87
1453	Endangered and Threatened Wildlife and Plants; Removing of the Bald Eagle in the Lower 48 States From the List of Endangered and Threatened Wildlife	1018-AF21
1454	Federal Falconry Standards and Falconry Permitting	1018-AG11
1455	Addition of Black Carp to the List of Injurious Wildlife	1018-AG70
1456	Endangered and Threatened Wildlife and Plants; Removal of the Johnston's Frankenia From the List of Endangered and Threatened Plants	1018-AH53
1457	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
1458	Endangered and Threatened Wildlife and Plants; Removal of Two Australian Parakeets From the List of Endangered and Threatened Wildlife	1018-AI04
1459	Migratory Bird Hunting and Permits; Regulations for Managing Harvest of Light Goose Populations	1018-AI07
1460	Endangered and Threatened Wildlife and Plants; Policy for Enhancement-of-Survival Permits for Foreign Species Listed Under the Endangered Species Act	1018-AI67
1461	Adding Silver Carp to the List of Injurious Wildlife	1018-AT29
1462	Endangered and Threatened Wildlife and Plants; Withdrawal of Proposed Rule to Delist the Mexican Bobcat (<i>Lynx rufus escuinapae</i>) From the List of Endangered and Threatened Wildlife	1018-AT31
1463	Migratory Bird Permits; Changes in Regulations Governing Raptor Propagation	1018-AT60
1464	Endangered and Threatened Wildlife and Plants; Listing of Six Foreign Birds Under the Endangered Species Act	1018-AT62
1465	Regulations To Implement the Captive Wildlife Safety Act	1018-AT69
1466	Protection of Bald Eagles; Definition of "Disturb"	1018-AT94
1467	Subsistence Management Regulations for Public Lands in Alaska, Subpart C—Nonrural Determinations	1018-AT99
1468	Endangered and Threatened Wildlife and Plants; Establishment of a Nonessential Experimental Population for 15 Freshwater Mussels, 1 Freshwater Snail, and 5 Fishes in Tennessee	1018-AU01
1469	Endangered and Threatened Wildlife and Plants; 4(d) Rule for the Pacific Coast Distinct Population Segment of the Western Snowy Plover	1018-AU11
1470	Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D: 2007-2008 Subsistence Taking of Wildlife Regulations	1018-AU15
1471	National Wildlife Refuge System; Wilderness Stewardship	1018-AU27
1472	Endangered and Threatened Wildlife and Plants; Revision of Critical Habitat Designation for the Kootenai River White Sturgeon	1018-AU47
1473	2006 to 2007 Refuge-Specific Hunting and Sport Fishing Regulations	1018-AU61
1474	Endangered and Threatened Wildlife and Plants; Removal of the Idaho Springsnail From the List of Endangered and Threatened Wildlife	1018-AU66
1475	Change of Addresses for Regional Offices and Addition of One New Address	1018-AU89
1476	Subsistence Management Regulations for Public Lands in Alaska; Kenai Peninsula Subsistence Resource Region	1018-AU92
1477	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for 10 Species of Hawaiian Picture-Wing Flies	1018-AU93
1478	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Four Vernal Pool Crustaceans and Eleven Vernal Pool Plants	1018-AV18

United States Fish and Wildlife Service—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
1479	Adding Bighead Carp to the List of Injurious Wildlife	1018-AT49
1480	Endangered and Threatened Wildlife and Plants; Establishment of a Nonessential Experimental Population of Black-Footed Ferrets in Eastern Wyoming	1018-AU65
1481	Endangered and Threatened Wildlife and Plants; Proposed Reclassification of the Running Buffalo Clover From Endangered to Threatened	1018-AU69
1482	Subsistence Management Regulations for Public Lands in Alaska: 2008-2009 Subsistence Taking of Fish and Shellfish Regulations	1018-AU71

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United States Fish and Wildlife Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1483	Endangered and Threatened Wildlife and Plants; Reclassification of the Florida Distinct Population Segment of the American Crocodile From Endangered to Threatened	1018-AI41
1484	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for San Diego Fairy Shrimp	1018-AI71
1485	Migratory Bird Permits; Military Readiness Exemption	1018-AI92
1486	Endangered and Threatened Wildlife and Plants; Delisting the Eastern Distinct Population Segment of the Gray Wolf	1018-AJ03
1487	Endangered and Threatened Wildlife and Plants; Delisting of the Western Distinct Population Segment of the Gray Wolf	1018-AJ04
1488	Endangered and Threatened Wildlife and Plants; Removal of the Yellowstone Grizzly Bear Population From the List of Endangered and Threatened Wildlife	1018-AT38
1489	Endangered and Threatened Wildlife and Plants; Amendment to Manatee Protection Areas in Florida (Barge Canal Exception)	1018-AT39
1490	Migratory Bird Hunting: Revision of Language Used in Regulations for Approving Nontoxic Shot for Use in Waterfowl Hunting	1018-AT67
1491	Endangered and Threatened Wildlife and Plants; Delisting the Preble's Meadow Jumping Mouse	1018-AU12
1492	Endangered and Threatened Wildlife and Plants; Critical Habitat for the Spikedace and Loachminnow	1018-AU33
1493	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Suisun Thistle and Soft Bird's-Beak	1018-AU44
1494	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Holmgren and Shivwits Milk Vetches	1018-AU45
1495	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for Alabama Beach Mouse	1018-AU46
1496	Endangered and Threatened Wildlife and Plants; Adding Graham's Beardtongue (<i>Penstemon grahamii</i>) to the List of Endangered and Threatened Plants, With Designation of Critical Habitat	1018-AU49
1497	Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for the Laguna Mountains Skipper ...	1018-AU50
1498	Endangered and Threatened Wildlife and Plants; Removal of the Western Great Lakes Distinct Population Segment of the Gray Wolf From the List of Endangered and Threatened Wildlife	1018-AU54
1499	Subsistence Management Regulations for Public Lands in Alaska: 2007-2008 Subsistence Taking of Fish and Shellfish Regulations	1018-AU57
1500	Migratory Bird Subsistence Harvest in Alaska; Spring/Summer Regulations for the 2007 Season	1018-AU59
1501	Endangered and Threatened Wildlife and Plants; Removal of Vacated Gray Wolf Regulations	1018-AU63
1502	Endangered and Threatened Wildlife and Plants; Removal of Extinct Species From the Federal List of Endangered and Threatened Wildlife	1018-AU64
1503	Federal Duck Stamp Contest Regulations; Revision	1018-AU94
1504	Endangered and Threatened Wildlife and Plants; Listing Determination for Slickspot Peppergrass	1018-AU99
1505	Endangered and Threatened Wildlife and Plants; Listing the Sierra Nevada Distinct Population Segment of the Mountain Yellow-Legged Frog with Critical Habitat	1018-AV08
1506	Endangered and Threatened Wildlife and Plants; Adding Four Marine Taxa to the List of Endangered and Threatened Wildlife	1018-AV16
1507	Clarification of Significant Portion of Range for the Contiguous U.S. Distinct Population Segment of the Canada Lynx	1018-AV17

National Park Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
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1509	Disposition of Culturally Identifiable Human Remains	1024-AD31
1510	National Capitol Region—Parking	1024-AD40
1511	Fire Island National Seashore—Off-Road Driving Regulations	1024-AD46
1512	Leasehold Surrender Interest Provisions	1024-AD48
1513	Grand Canyon National Park	1024-AD50
1514	Big South Fork National River and Recreation Area—Off-Road Vehicle Use	1024-AD51
1515	Golden Gate National Recreation Area—Special Regulations	1024-AD53
1516	Canaveral National Seashore—Nudity	1024-AD54
1517	Yellowstone and Grand Teton National Parks and Rockefeller Parkway—Snowmobile Use	1024-AD55
1518	Big Cypress National Preserve—Special Regulations	1024-AD56

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National Park Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
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National Park Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1520	Boating and Water Use Activities	1024-AD07
1521	Gateway National Recreation Area, Jamaica Bay Unit, Personal Watercraft Use	1024-AD41
1522	Gateway National Recreation Area, Sandy Hook Unit, Personal Watercraft Use	1024-AD42
1523	Dry Tortugas National Park—Special Regulations	1024-AD45
1524	Shenandoah National Park—Backcountry Camping	1024-AD49
1525	Disposition of Abandoned or Unclaimed Property	1024-AD52

National Park Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1526	Curecanti Recreation Area; Personal Watercraft	1024-AC99
1527	Vessel Management in Glacier Bay National Park	1024-AD25
1528	National Park System Units in Alaska	1024-AD38

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1530	Unclaimed Moneys/Whereabouts Unknown	1076-AE55
1531	Grazing Permits	1076-AE57
1532	Land Acquisition	1076-AE62
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1534	Fee for Service	1076-AE66
1535	Law and Order on Indian Reservations	1076-AE67
1536	Leases and Permits	1076-AE73
1537	Preference in Employment	1076-AE76
1538	Revision of the Membership Roll of the Eastern Band of Cherokee of North Carolina	1076-AE77
1539	Oil and Gas, Geothermal, and Solid Minerals Agreements	1076-AE79
1540	General Forestry Regulations	1076-AE82
1541	Loan Guaranty, Insurance, and Interest Subsidy	1076-AE83
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Bureau of Indian Affairs—Final Rule Stage

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1546	Probate of Indian Estates, Except for Members of the Five Civilized Tribes	1076-AE59
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Bureau of Indian Affairs—Final Rule Stage (Continued)

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Bureau of Indian Affairs—Completed Actions

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Minerals Management Service—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
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Minerals Management Service—Proposed Rule Stage

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1555	End-of-Life Royalty Relief	1010-AC58
1556	Reduction to Royalty Relief in Special Circumstances	1010-AD02
1557	Leasing of Sulphur or Oil and Gas in the Outer Continental Shelf	1010-AD06
1558	Pipeline Safety Rule Phase I	1010-AD11
1559	Oil and Gas Production Rates	1010-AD12
1560	Rights of Use and Easement	1010-AD13
1561	Safety Management Systems	1010-AD15
1562	Open and Nondiscriminatory Movement of Oil and Gas as Required by the Outer Continental Shelf Lands Act	1010-AD17
1563	Federal Sodium and Potassium Valuation	1010-AD21
1564	Reduction in Oil and Gas Royalty Rates in the Outer Continental Shelf Under the Deep Water Royalty Relief Act	1010-AD29
1565	Alternate Energy-Related Uses on the Outer Continental Shelf	1010-AD30
1566	Deep Gas and Offshore Alaska Provisions	1010-AD33
1567	Revenue Sharing for Alternative Uses on the Outer Continental Shelf	1010-AD34
1568	Valuation of Coal for Advance Royalty Purposes	1010-AD37
1569	Changing Proprietary Term of Certain Geophysical Information	1010-AD41
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Minerals Management Service—Final Rule Stage

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1574	Revisions to Rules Governing Platforms and Structures and Pipelines	1010-AD18
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Minerals Management Service—Completed Actions

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1579	Documents Incorporated by Reference for Oil and Gas and Sulphur Operations	1010-AD24
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Office of Surface Mining Reclamation and Enforcement—Prerule Stage

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1583	Placement of Coal Combustion Byproducts in Active and Abandoned Mines	1029-AC54

Office of Surface Mining Reclamation and Enforcement—Proposed Rule Stage

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Office of Surface Mining Reclamation and Enforcement—Final Rule Stage

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Office of Surface Mining Reclamation and Enforcement—Completed Actions

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Bureau of Reclamation—Prerule Stage

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Bureau of Reclamation—Proposed Rule Stage

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1597	Implementation of the Truckee River Operating Agreement	1006-AA48
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Bureau of Reclamation—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
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Bureau of Land Management—Prerule Stage

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Bureau of Land Management—Proposed Rule Stage

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1603	Mineral Lands Available for Locating Lode and Placer Mining Claims and Mill and Tunnel Sites; Special Laws in Addition to FLPMA That Require Recording or Notice	1004-AD79
1604	Rights-of-Way, Principles and Procedures; Rights-of-Way Under the Mineral Leasing Act; Linear Right-of-Way Rental Payment Schedule	1004-AD87
1605	Oil Shale Leasing and Operations	1004-AD90
1606	Noncompetitive Leasing: Fringe Acreage Leases and Lease Modifications	1004-AD91
1607	Regulatory Advisory Committees	1004-AD92
1608	Coal Management: Lease Modifications, Lease and Logical Mining Unit (LMU) Diligence; Advance Royalties; Royalty Rates; Bonds	1004-AD93

Bureau of Land Management—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
1609	Oil and Gas Onshore Order No. 1	1004-AD59
1610	Geothermal Resource Leasing; Geothermal Resources Unit Agreements: Unproven Areas	1004-AD86
1611	Information Collection	1004-AD94
1612	Minerals Management: General	1004-AD95
1613	Permits for Recreation on Public Lands	1004-AD96

Bureau of Land Management—Completed Actions

Sequence Number	Title	Regulation Identifier Number
1614	Permits for Recreation on Public Lands	1004-AD68
1615	Segregation of Lands Proposed for Sale	1004-AD74

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

Proposed Rule Stage

1365. IMPLEMENTATION OF THE NATIONAL ENVIRONMENTAL POLICY ACT OF 1969

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

Legal Authority: 42 USC 4321 et seq

CFR Citation: 43 CFR 46

Legal Deadline: None

Abstract: The Department of the Interior proposes to amend its regulations by adding a new part to codify its NEPA procedures currently in the Departmental Manual (DM). The proposed regulations contain Departmental policies and procedures for compliance with NEPA, Executive Order 11514, and the Council on Environmental Quality's regulations. By converting the Departmental NEPA procedures from the DM to new regulations the Department intends to promote greater transparency and accountability to the public.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Willie R. Taylor, Director, Office of Environmental Policy and Compliance, Department of the Interior, Assistant Secretary for Policy, Management and Budget, MIB, 1849 C Street NW., Washington, DC 20240

Phone: 202 208-3891

RIN: 1090-AA95

1366. • IMPLEMENTATION OF OMB GUIDANCE ON NONPROCUREMENT, DEBARMENT, AND SUSPENSION

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-355

CFR Citation: 2 CFR 1400; 43 CFR 12; 43 CFR 42

Legal Deadline: None

Abstract: The Department of the Interior proposes to remove its regulations implementing the Governmentwide common rule on

nonprocurement debarment and suspension, and to adopt in their place the Office of Management and Budget's guidance. This regulatory action would implement OMB's initiative to streamline and consolidate all Federal regulations on nonprocurement debarment and suspension into one part of the CFR. The Department does not intend to modify any of its current policy.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Melodee Stith, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW., Room 2607, Washington, DC 20240

Phone: 202 208-5830

Email: melodee_stith@ios.doi.gov

RIN: 1090-AA96

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

Final Rule Stage

1367. REVISION OF PRIVACY ACT REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 552a

CFR Citation: 43 CFR 2

Legal Deadline: None

Abstract: This action adds new Department of the Interior Privacy Act exempt systems of records to the listing of exempt Privacy Act Systems in 43 CFR 2.79. Under 5 U.S.C. 552a (j) & (k), exempt systems must be identified in rulemaking before their Privacy Act

system of records notices can be published in the Federal Register. The four Privacy Act systems that will be added are: (1) Incident Management Analysis and Reporting System; (2) Indian Arts and Crafts Board Inquiries and Complaints File; (3) Investigative Files System; and (4) Reclamation Law Enforcement Information Management System. Minor changes to addresses will also be made.

Timetable:

Action	Date	FR Cite
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Marilyn Legnini, Privacy Act Officer, Department of the Interior, Assistant Secretary for Policy, Management and Budget, 1849 C Street NW., MS 5310 MIB, Washington, DC 20240

Phone: 202 208-0868

RIN: 1090-AA94

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

Long-Term Actions

1368. NATURAL RESOURCE DAMAGE ASSESSMENTS: TYPE B PROCEDURES

Priority: Other Significant

Legal Authority: 42 USC 9651(c)

CFR Citation: 43 CFR 11

Legal Deadline: None

Abstract: CERCLA and the Clean Water Act allow natural resource trustees to bring a claim against a potentially responsible party for resources that have been injured by a release of a

hazardous substance. CERCLA requires that Natural Resource Damage Assessment Regulations be promulgated and that the regulations be reviewed, and revised as appropriate, every 2 years. This rulemaking is the biennial review of the administrative process for

DOI—ASPMB

Long-Term Actions

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	To Be	Determined

Regulatory Flexibility Analysis

Required: No

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 NW., Washington, DC 20240

Phone: 202 208-4143

RIN: 1090-AA29

1369. HYDROPOWER LICENSING: CONDITIONS AND PRESCRIPTIONS

Priority: Other Significant

Legal Authority: 16 USC 3; 16 USC 668dd(d)(1); 25 USC 2; 25 USC 9; 43 USC 1201; 43 USC 1740; 5 USC 301

CFR Citation: 43 CFR 25

Legal Deadline: None

Abstract: The Department of the Interior proposes a public review process for hydropower conditions and prescriptions established by the Department under the Federal Power Act. The Department also proposes to create an administrative appeals process for review of these measures. The Federal Power Act authorizes the Department to include in hydropower licenses issued by the Federal Energy Regulatory Commission conditions and prescriptions necessary to protect Federal and tribal lands and resources when navigable waterways or Federal

reservations are used for hydropower generation. These proposed processes are designed to coincide with and complement the commission's overall licensing process.

Timetable:

Action	Date	FR Cite
NPRM	09/09/04	69 FR 54602
NPRM Comment Period End	11/08/04	
Final Action	To Be	Determined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Replaces 1094-AA51.

Agency Contact: David Diamond, Director, Office of Policy Analysis, Department of the Interior, Room 4426 MIB, 1849 C Street NW., Washington, DC 20240

Phone: 202 219-1136

Fax: 202 208-4867

RIN: 1090-AA91

BILLING CODE 4310-RK-S

**Department of the Interior (DOI)
Office of Hearings and Appeals (OHA)**

Proposed Rule Stage**1370. PROCEDURES APPLICABLE IN ADJUDICATIONS BEFORE THE HEARINGS DIVISION**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 43 USC 1201

CFR Citation: 43 CFR 4

Legal Deadline: None

Abstract: This proposed rule would amend regulations governing case management and case processing by administrative law judges in OHA field offices. The rules are necessary to increase efficiency in case processing.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Robert More, Director, Office of Hearings and Appeals,

Department of the Interior, 801 North Quincy Street, Suite 300, Arlington, VA 22203

Phone: 703 235-3810

RIN: 1094-AA52

1371. SPECIAL PROCEDURES FOR PUBLIC LANDS AND SURFACE MINING CASES

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1201; 43 USC 315a

CFR Citation: 43 CFR 4

Legal Deadline: None

Abstract: This rule would (1) state how to request reconsideration of a decision; (2) limit the number of pleadings that may be filed by parties in appeals to IBLA; (3) update addresses for serving copies of notices of appeal; (4) state when IBLA may refer a case for a hearing before an administrative law judge; and (5) specify a period for filing an appeal of a judge's order. It will also

(1) state when IBLA may consolidate appeals; (2) establish standards for granting extensions for filing pleadings; (3) prescribe procedures for motions in appeals; and (4) state when a person may intervene in an appeal.

Timetable:

Action	Date	FR Cite
NPRM	03/08/07	72 FR 10454
NPRM Comment Period End	05/07/07	
Final Action	02/00/08	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Robert More, Director, Office of Hearings and Appeals, Department of the Interior, 801 North Quincy Street, Suite 300, Arlington, VA 22203

Phone: 703 235-3810

RIN: 1094-AA53

BILLING CODE 4310-79-S

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

Prerule Stage

**1372. ● MIGRATORY BIRDS;
 RELIGIOUS/SPIRITUAL USE OF
 FEATHERS BY NATIVE AMERICANS**

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

Legal Authority: 16 USC 703 to 712; 16 USC 668a

CFR Citation: 50 CFR 21

Legal Deadline: None

Abstract: We are planning a possible proposed rule to allow Native Americans to legally acquire non-eagle feathers for religious use. Currently, there are no regulations governing

acquisition and possession of migratory bird parts and feathers (of birds other than eagles) for Native American religious use. We believe that Native American need for these parts and feathers for religious use is a compelling justification for implementation of an approved method of legal acquisition. Through this implementation, we would seek to protect the traditional religious and cultural resource values of Native Americans.

Timetable:

Action	Date	FR Cite
ANPRM	04/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Robert Blohm, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203
 Phone: 703 358-1714
 Email: robert_blohm@fws.gov

RIN: 1018-AV14

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

Proposed Rule Stage

1373. SEIZURE AND FORFEITURE PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 3371 et seq

CFR Citation: 50 CFR 12

Legal Deadline: None

Abstract: The Service proposes to amend our regulations 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 we will incorporate in a second proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	11/27/95	60 FR 58468
NPRM Comment Period End	01/26/96	
Second NPRM	04/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State

Agency Contact: Benito A. Perez, Acting Chief, Office of Law

Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-LE-3000, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-1949

Fax: 703 358-1947

Email: benito_perez@fws.gov

RIN: 1018-AC89

1374. U.S. PROPOSALS FOR CITES APPENDIX III; AMERICAN EEL

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 action would add American eel to Appendix III to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES). 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	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses

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
 Fax: 703 358-2276
 Email: marie_maltese@fws.gov

RIN: 1018-AF09

1375. HUMANE AND HEALTHFUL TRANSPORT OF 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: We propose 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	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Robert Gabel, Acting Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife

DOI—FWS

Proposed Rule Stage

Service, 4401 North Fairfax Drive,
Room 750, Arlington, VA 22203
Phone: 703 358-2104
Fax: 703 358-2276
Email: roddy_gabel@fws.gov

RIN: 1018-AF27

1376. IMPORTATION OF CAPTIVE-BRED EXOTIC BIRDS INTO THE UNITED STATES FROM BREEDING FACILITIES IN OTHER COUNTRIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 4901 to 4916

CFR Citation: 50 CFR 15

Legal Deadline: None

Abstract: On March 17, 1994, we published a proposed rule that included certain provisions of the Wild Bird Conservation Act (WBCA). This planned re-proposal would allow import of captive-bred birds from facilities in other countries for species that are otherwise prohibited from import under the WBCA.

Timetable:

Action	Date	FR Cite
NPRM (Under 1018-AC15)	03/17/94	59 FR 12784
Second NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Robert Gabel, Acting Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 750, Arlington, VA 22203
Phone: 703 358-2104
Fax: 703 358-2276
Email: roddy_gabel@fws.gov

RIN: 1018-AF44

1377. IMPORTATION, EXPORTATION, AND TRANSPORTATION OF WILDLIFE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 668, 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 9701

CFR Citation: 50 CFR 14

Legal Deadline: None

Abstract: We propose to revise the importation, exportation, and

transportation regulations pertaining to the movement of all wildlife and wildlife products into or out of the United States.

Timetable:

Action	Date	FR Cite
ANPRM	07/15/98	63 FR 38143
ANPRM Comment Period End	09/14/98	
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Benito A. Perez, Acting Chief, Office of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-LE-3000, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1949
Fax: 703 358-1947
Email: benito_perez@fws.gov

RIN: 1018-AF46

1378. 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: None

Abstract: We received a petition to reclassify a certain population of the straight-horned markhor from endangered to threatened. We must determine whether a status review shows that the petitioned action is warranted; if so, we will propose to change the classification of the straight-horned markhor population of the Torghar 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
Notice of Positive 90-day Petition Finding, Init. of Status Review	09/23/99	64 FR 51499
Notice Comment Period End	01/21/00	
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dr. Michael D. Kreger, Wildlife Biologist, 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
Fax: 703 358-2276
Email: michael_kreger@fws.gov

RIN: 1018-AG00

1379. 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 propose to amend this approved list, which was established in 1994.

Timetable:

Action	Date	FR Cite
Notice	05/29/01	66 FR 29072
Comment Period End	07/30/01	66 FR 29072
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dr. Michael D. Kreger, Wildlife Biologist, 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

DOI—FWS

Proposed Rule Stage

Fax: 703 358-2276
Email: michael_kreger@fws.gov

RIN: 1018-AG64

1380. CORRECTIONS TO RIGHTS-OF-WAY REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-475

CFR Citation: 50 CFR 29

Legal Deadline: None

Abstract: We plan to propose to make revisions to the Rights-of-Way (ROW) General Regulations to implement Public Law 101-475 by correcting the names of Congressional Committees we must notify upon receipt of an ROW application for an oil and gas pipeline 24 inches or more in diameter and again before granting ROW. Finally, the proposal would delete the 60-day waiting period after notification of our intent to grant ROW, because Congress repealed the waiting period.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Janet Bruner, Deputy Division Chief, Division of Realty, Department of the Interior, United States Fish and Wildlife Service, ARL SQ 622, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2287
Email: janet_bruner@fws.gov

RIN: 1018-AI12

1381. IMPORT OF POLAR BEAR TROPHIES FROM CANADA; FINDINGS FOR THE WESTERN HUDSON POPULATION

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 18.30

Legal Deadline: None

Abstract: This rule announces proposed findings on the import of polar bears (*Ursus maritimus*) taken in sport hunts from the Western Hudson polar bear population under the Marine Mammal Protection Act.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	
Final Action	10/00/07	

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, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2095
Email: peter_thomas@fws.gov

RIN: 1018-AI65

1382. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DOWNLISTING THE WOOD BISON FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We are taking action to downlist the wood bison from endangered to threatened. This action is being considered because of progress in the recovery of this species.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dr. Michael D. Kreger, Wildlife Biologist, 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
Fax: 703 358-2276
Email: michael_kreger@fws.gov

RIN: 1018-AI83

1383. MIGRATORY BIRD PERMITS; REGULATIONS GOVERNING POSSESSION OF MIGRATORY BIRDS FOR EDUCATIONAL PURPOSES

Priority: Substantive, Nonsignificant

Legal Authority: 92 Stat 3112 (16 USC 712(2)); PL 95-616; PL 106-108; 16 USC 668a; 16 USC 703 to 712;

CFR Citation: 50 CFR 21

Legal Deadline: None

Abstract: We will amend migratory bird permit regulations to create a new permit category establishing conditions and criteria for obtaining a permit to possess migratory birds, including eagles, for educational purposes. Currently, this activity is authorized by a miscellaneous permit category.

Timetable:

Action	Date	FR Cite
ANPRM	10/13/05	70 FR 59710
ANPRM Comment Period End	12/12/05	
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Robert Blohm, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203
Phone: 703 358-1714
Email: robert_blohm@fws.gov

RIN: 1018-AI97

1384. HUMANE AND HEALTHFUL TRANSPORT OF WILD MAMMALS AND BIRDS TO THE UNITED STATES

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

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

CFR Citation: 50 CFR 14

Legal Deadline: None

Abstract: We published an advance notice of proposed rulemaking to ask the public for comments and input into the best process and spectrum of updates needed to amend the regulations that establish standards for the humane and healthful transport of wild birds and mammals. These regulations have not been amended in more than 10 years and are currently

DOI—FWS

Proposed Rule Stage

not in accordance with international requirements.

Timetable:

Action	Date	FR Cite
ANPRM	09/16/05	70 FR 54700
ANPRM Comment Period End	12/15/05	70 FR 54700
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: Robert Gabel, Acting Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 750, Arlington, VA 22203
Phone: 703 358-2104
Fax: 703 358-2276
Email: roddy_gabel@fws.gov

RIN: 1018-AJ24

1385. MARINE MAMMALS; ENDANGERED AND THREATENED WILDLIFE AND PLANTS; PROPOSED TERMINATION OF THE SOUTHERN SEA OTTER TRANSLOCATION PROGRAM

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

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

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service proposes to terminate the southern sea otter translocation program and to allow sea otters residing in designated translocation and management zones to remain after the zones are abolished. The southern sea otter translocation program has failed to meet its established goals and objectives. This decision is consistent with recommendations from the southern sea otter recovery team and resolves conflicts that have arisen between Fish and Wildlife Service mandates under the Endangered Species Act and PL 99-625.

Timetable:

Action	Date	FR Cite
Notice—Draft Suppl Envir Impact Statement, S Sea Otter Translocation	10/07/05	70 FR 58737
NPRM	05/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: Martin Kodis, Chief, Branch of Resource Management Support, Division of Habitat and Resource Conservation, Department of the Interior, United States Fish and Wildlife Service, 400 ARL SQ, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2161

Fax: 703 358-1869

Email: martin_kodis@fws.gov

RIN: 1018-AT34

1386. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE VIRGINIA NORTHERN FLYING SQUIRREL 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: The Service is planning to make a final determination on our proposal to delist, due to recovery, the endangered Virginia northern flying squirrel.

Timetable:

Action	Date	FR Cite
NPRM	12/19/06	71 FR 75924
Supplemental NPRM	02/21/07	72 FR 7852
Second NPRM Comment Period End	04/23/07	72 FR 7852
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061

Fax: 703 358-1735

Email: michelle_morgan@fws.gov

RIN: 1018-AT37

1387. REVISED DEFINITION OF “DESTRUCTION OR ADVERSE MODIFICATION” FOR ENDANGERED SPECIES ACT SECTION 7 CONSULTATIONS

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 402.02

Legal Deadline: None

Abstract: Fish and Wildlife Service and National Marine Fisheries Service will revise the definition of “destruction or adverse modification” to reflect the two Circuit Court of Appeals’ decisions that the existing regulation is invalid.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Marjorie Nelson, Chief, Branch of Consultation and Habitat Conservation Plans, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 420, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2105

Fax: 703 358-1735

Email: marjorie_nelson@fws.gov

RIN: 1018-AT50

1388. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; SPECIAL RULE RECLASSIFYING ARGENTINIAN BROAD-SNOUDED CAIMAN POPULATION 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 downlist the broad-snouted caiman (Caiman latirostris) population in Argentina from endangered to threatened under the Endangered Species Act, with a special rule (under section 4(d) of ESA) allowing the importation into the United States of skins and products from the Argentinian population of broad-snouted caiman, if certain conditions are satisfied.

DOI—FWS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: Dr. Michael D. Kreger, Wildlife Biologist, 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
Fax: 703 358-2276
Email: michael_kreger@fws.gov

RIN: 1018-AT56

1389. MOSQUITO AND MOSQUITO-BORNE DISEASE MANAGEMENT**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 668dd to 668ee**CFR Citation:** None**Legal Deadline:** None

Abstract: This draft Service Manual chapter (606 FW 2) provides policy for refuge managers to apply when determining how and when mosquito populations may be managed on lands administered within the National Wildlife Refuge System. This draft chapter is based on science and includes a requirement for data-gathering both prior to and after management actions. The draft chapter also includes a provision for actions taken during emergencies. This chapter applies to all units of the Refuge System where we have jurisdiction over such actions, whether mosquito management is performed by the Service or by an outside agency.

Timetable:

Action	Date	FR Cite
Notice of Avail of Proposed Policy	08/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** Federal, Local, State, Tribal

Agency Contact: Michael Higgins, Mosquito Coordinator, Department of the Interior, United States Fish and

Wildlife Service, 4401 North Fairfax Drive, Suite 670, Arlington, VA 22204
Phone: 410 573-4520

RIN: 1018-AT72

1390. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; SALT CREEK TIGER BEETLE CRITICAL HABITAT DESIGNATION**Priority:** Other Significant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: We propose to designate critical habitat for the Salt Creek tiger beetle, an endangered subspecies endemic to eastern Nebraska saline wetlands and associated streams in the northern third of Lancaster County and southern margin of Saunders County in Nebraska.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	
Final Action	06/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** Federal

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

Related RIN: Related to 1018-AJ13

RIN: 1018-AT79

1391. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE CUI-UI 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: The Service proposes to remove the Cui-ui, a fish in Nevada, from the List of Endangered and Threatened Wildlife based on recovery

of this species. Threats to the species have been reduced, and the population has rebounded and surpassed recovery levels.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle_morgan@fws.gov

RIN: 1018-AT85

1392. NEGOTIATION OF ANNUAL FUNDING AGREEMENTS WITH TRIBES (MANUAL CHAPTER)**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 668dd to 668ee; 16 USC 742a to 742j; 16 USC 661 to 666c; PL 93-638; PL 103-413; PL 105-270; The Native American Policy of the U.S. Fish and Wildlife Service of June 28, 1994 (Native American Policy); 25 CFR 1000

CFR Citation: None**Legal Deadline:** None

Abstract: This Service manual chapter (512 FW 5) establishes policy that refuge and hatchery managers (project leaders) and other Fish and Wildlife Service employees will apply when reviewing and responding to a request from a self-governance Indian tribe or consortium of tribes to negotiate an annual funding agreement (AFA) under the provisions of title IV of the Indian Self-Determination and Education Assistance Act. This chapter also provides general guidance that a project leader should consider when reviewing a request for an AFA.

Timetable:

Action	Date	FR Cite
Proposed Policy	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

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Proposed Rule Stage

Government Levels Affected: Federal, Tribal

Agency Contact: Dave Walker, Refuge Policy Liaison, Department of the Interior, United States Fish and Wildlife Service, Mail Stop 670, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2310

Fax: 703 358-2248

Email: dave_walker@fws.gov

RIN: 1018-AU16

1393. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF CRITICAL HABITAT FOR YADON'S PIPERIA

Priority: Other Significant

Legal Authority: 16 USC 1533 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 1, 2006.
Final, Judicial, October 5, 2007.

Abstract: We propose to designate critical habitat for Yadon's piperia, an endangered plant, in the Monterey region of central California.

Timetable:

Action	Date	FR Cite
NPRM	10/18/06	71 FR 61546
NPRM Comment Period End	12/18/06	
Supplemental NPRM	04/00/07	
Final Action	10/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Federal

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

RIN: 1018-AU34

1394. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DETERMINATION OF CRITICAL HABITAT FOR THE NORTHERN SPOTTED OWL

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1361 to 1407; 16 USC 1531 to 1544; 16 USC 4201 to 4245

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 1, 2007.
Final, Judicial, June 1, 2008.

Abstract: The Service plans to review designated critical habitat for the Northern spotted owl (*Strix occidentalis caurina*), a subspecies federally listed as threatened under the Endangered Species Act, as amended. This critical habitat is located on Federal land in California, Oregon, and Washington.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	
Supplemental NPRM	11/00/07	
Final Action	06/00/08	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Federal, Local, State

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

RIN: 1018-AU37

1395. CIVIL PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 42 to 44; 16 USC 3371 et seq; 16 USC 668(a); 16 USC 1540(f); 16 USC 1382

CFR Citation: 50 CFR 11

Legal Deadline: None

Abstract: We plan to revise our civil procedure regulations to make them easier to understand, through use of simpler language and more clearly explained procedures.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Benito A. Perez, Acting Chief, Office of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-LE-3000, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-1949

Fax: 703 358-1947

Email: benito_perez@fws.gov

RIN: 1018-AU38

1396. CITES APPENDIX III LISTING OF GALAX

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 23

Legal Deadline: None

Abstract: We plan to propose to list the native plant species galax (*Galax urceolata*) in Appendix III of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES).

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State, Tribal

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-AU40

1397. MARINE MAMMALS; INCIDENTAL TAKE DURING SPECIFIED ACTIVITIES; CHUKCHI SEA

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

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Proposed Rule Stage

geographical areas. These regulations would authorize incidental take of Pacific walrus and polar bear in the Chukchi Sea and adjacent coast of Alaska during oil and gas industry activities for 5 years.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

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

Agency Contact: Martin Kodis, Chief, Branch of Resource Management Support, Division of Habitat and Resource Conservation, Department of the Interior, United States Fish and Wildlife Service, 400 ARL SQ, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2161

Fax: 703 358-1869

Email: martin_kodis@fws.gov

RIN: 1018-AU41**1398. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RE-EVALUATION OF FINAL LISTING DETERMINATION FOR QUEEN CHARLOTTE GOSHAWK****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1533 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: Pursuant to a court order, we will re-evaluate our final listing determination for the Queen Charlotte goshawk, a bird, found in southeast Alaska and British Columbia, Canada.

Timetable:

Action	Date	FR Cite
Comment Period Opened on Status Review	12/15/05	70 FR 74284
SR Comment Period End	02/13/06	
NPRM	09/00/07	

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

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species

Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2527

Fax: 703 358-2434

Email: douglas_krofta@fws.gov

RIN: 1018-AU43**1399. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REVISION OF CRITICAL HABITAT DESIGNATION FOR THE WINTERING PIPING PLOVER****Priority:** Other Significant**Legal Authority:** 16 USC 1533 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: We propose to revise currently designated critical habitat for the wintering piping plover in the coastal areas of North Carolina.

Timetable:

Action	Date	FR Cite
Original Final Rule Designating Critical Habitat	07/10/01	66 FR 36038
Second NPRM to Revise Critical Habitat	06/12/06	71 FR 33703
Public Hearing Request Due Date	07/27/06	71 FR 33703
Second NPRM Comment Period End	08/11/06	
Supplemental NPRM	05/00/07	
Final Action	01/00/08	

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

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

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Fax: 703 358-2434

Email: douglas_krofta@fws.gov

RIN: 1018-AU48**1400. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE NORTHERN ROCKY MOUNTAINS DISTINCT POPULATION SEGMENT OF THE GRAY WOLF FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE****Priority:** Other Significant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: The Service proposes to establish a Northern Rocky Mountains distinct population segment (DPS) of the gray wolf and remove the DPS from the List of Endangered and Threatened Wildlife.

Timetable:

Action	Date	FR Cite
ANPRM	02/08/06	71 FR 6633
ANPRM Comment Period End	04/10/06	71 FR 6633
NPRM	02/08/07	72 FR 6105
NPRM Comment Period End	04/09/07	
Final Action	02/00/08	
NPRM Comment Period Extension; Public Hearing	03/29/07	72 FR 14760
Second NPRM Comment Period End	05/09/07	

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

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203

Phone: 703 358-2061

Fax: 703 358-1735

Email: michelle_morgan@fws.gov

Related RIN: Related to 1018-AU54**RIN:** 1018-AU53**1401. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; AMENDING THE FORMATS OF THE LISTS OF ENDANGERED AND THREATENED WILDLIFE AND PLANTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531**CFR Citation:** 50 CFR 17

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Legal Deadline: None

Abstract: We will amend the formats of the Lists of Endangered and Threatened Wildlife and Plants, located at 50 CFR 17.11 and 17.12, respectively. These changes are designed to ensure that the regulations are easy for the public to understand and that they reflect current policies and standards. No entry to these lists will be added, deleted, or altered by these amendments.

Timetable:

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Martha E. Balis-Larsen, Chief, Office of Program Support, Endangered Species, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 330, Arlington, VA 22203
Phone: 703 358-2079
Fax: 703 358-1827
Email: martha_balislarsen@fws.gov

RIN: 1018-AU62

1402. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE MAGUIRE DAISY 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: The Service proposes to remove the Maguire daisy, a plant in Utah, from the List of Endangered and Threatened Plants. This action is due to recovery.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of

the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle_morgan@fws.gov

RIN: 1018-AU67

1403. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DESIGNATION OF A NONESSENTIAL EXPERIMENTAL POPULATION OF THE RIO GRANDE SILVERY MINNOW IN TEXAS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service proposes a nonessential experimental population of the Rio Grande silvery minnow in Texas. This action is being taken to achieve one of the species' recovery goals, to reestablish the minnow in at least three other areas of its historic range, as outlined in the 1999 recovery plan.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle_morgan@fws.gov

RIN: 1018-AU68

1404. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR ASTRAGALUS DESERETICUS (DESERET MILK VETCH)

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, January 19, 2007, court settlement.

Final, Judicial, January 18, 2008, court settlement.

Abstract: In accordance with a court settlement, we plan to propose critical habitat for *Astragalus desereticus* (Deseret milk-vetch). Considered extinct until its rediscovery in 1981, this threatened species exists in one small population in Utah County, Utah.

Timetable:

Action	Date	FR Cite
ANPRM	01/25/07	72 FR 3379
ANPRM Comment Period End	03/26/07	72 FR 3379
Supplemental NPRM	06/00/07	
Final Action	01/00/08	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Federal

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

RIN: 1018-AU72

1405. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF THE FLUVIAL ARCTIC GRAYLING

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, April 16, 2007, Settlement agreement.

Abstract: We are evaluating whether or not to propose to list the fluvial Arctic grayling, a fish in Montana, under the Endangered Species Act.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species

DOI—FWS

Proposed Rule Stage

Program, Department of the Interior,
United States Fish and Wildlife
Service, Room 435, 4401 North Fairfax
Drive, Arlington, VA 22203
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RIN: 1018-AU73

**1406. ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; CRITICAL HABITAT
DESIGNATION FOR THE HINE'S
EMERALD DRAGONFLY**

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, July 7, 2006, Settlement agreement. Final, Judicial, May 7, 2007, Settlement agreement.

Abstract: We propose to designate critical habitat for the federally endangered Hine's emerald dragonfly in Missouri, Michigan, Illinois, and Wisconsin.

Timetable:

Action	Date	FR Cite
NPRM	07/26/06	71 FR 42441
NPRM Comment Period End	09/25/06	71 FR 42441
NPRM Comment Period Reopened—Draft Economic Analysis	03/20/07	72 FR 13061
Second NPRM Comment Period End	04/03/07	
Final Action	05/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU74

**1407. ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; CRITICAL HABITAT FOR
COMAL SPRINGS DRYOPID BEETLE,
COMAL SPRINGS RIFFLE BEETLE,
AND PECK'S CAVE AMPHIPOD**

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 29, 2006, Settlement agreement. Final, Judicial, June 29, 2007, Settlement agreement.

Abstract: We proposed to designate critical habitat for the Comal Springs dryopid beetle (*Stygoparnus comalensis*), Comal Springs riffle beetle (*Heterelmis comalensis*), and Peck's cave amphipod (*Stygobromus pecki*). The three endangered species are known only from four spring systems (Comal Springs, Hueco Springs, Fern Bank Springs, and San Marcos Springs) located in Hays and Comal Counties, Texas.

Timetable:

Action	Date	FR Cite
NPRM	07/17/06	71 FR 40588
NPRM Public Hearing Request Due Date	08/31/06	71 FR 40588
NPRM Comment Period End	09/15/06	71 FR 40588
NPRM Comment Period Reopened—Draft Economic Analysis	03/16/07	72 FR 12585
Second NPRM Comment Period End	04/16/07	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
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Email: douglas_krofta@fws.gov

RIN: 1018-AU75

**1408. ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; CRITICAL HABITAT
DESIGNATION FOR CATESBAEA
MELANOCARPA**

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, August 15, 2006, Settlement agreement. NPRM, Judicial, August 15, 2007, Settlement agreement.

Abstract: We are re-evaluating our prudence determination for the designation of critical habitat for *Catesbaea melanocarpa* (no common name), an endangered plant, in Puerto Rico and St. Croix (U.S. Virgin Islands). If prudent, we will propose to designate critical habitat.

Timetable:

Action	Date	FR Cite
NPRM	08/22/06	71 FR 48883
NPRM Comment Period End	10/23/06	71 FR 48883
NPRM Comment Period Reopened—Draft Economic Analysis	03/14/07	72 FR 11819
Second NPRM Comment Period End	04/13/07	72 FR 11819
Final Action	08/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU76

**1409. ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; CRITICAL HABITAT
DESIGNATION FOR VAIL LAKE
CEANOTHUS AND MEXICAN
FLANNELBUSH**

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

DOI—FWS

Proposed Rule Stage

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 20, 2006, Settlement agreement.

Abstract: We propose critical habitat for the federally threatened Vail Lake ceanothus, a plant in California. We propose critical habitat for the federally endangered Mexican flannelbush, a plant in California.

Timetable:

Action	Date	FR Cite
NPRM	10/03/06	71 FR 58340
NPRM Comment Period End	12/04/06	71 FR 58340
NPRM Comment Period Reopened— Draft Economic Analysis	04/05/07	72 FR 16756
NPRM Comment Period End	05/07/07	
Final Action	10/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
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RIN: 1018-AU77

1410. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR GUAJON

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 30, 2006, Settlement agreement.

Abstract: We propose critical habitat for the Guajon, a threatened frog in Puerto Rico.

Timetable:

Action	Date	FR Cite
NPRM	10/05/06	71 FR 58954
NPRM Comment Period End	12/04/06	

Action	Date	FR Cite
NPRM Comment Period Reopened— Draft Economic Analysis	04/00/07	
Final Action	10/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU78

1411. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR CAPE SABLE SEASIDE SPARROW

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, October 24, 2006, Settlement agreement.

Final, Judicial, October 24, 2007, Settlement agreement.

Abstract: We propose a revision to existing critical habitat for the Cape Sable seaside sparrow, an endangered bird, from South Florida.

Timetable:

Action	Date	FR Cite
NPRM	10/31/06	71 FR 63980
Hearing Request Due Date	12/15/06	
NPRM Comment Period End	01/02/07	
NPRM Comment Period Reopened— Draft Economic Analysis	04/00/07	
Final Action	11/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU79

1412. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR BEAR VALLEY SANDWORT, SOUTHERN MOUNTAIN WILD-BUCKWHEAT, AND ASH-GREY INDIAN PAINTBRUSH

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, November 9, 2006, Settlement agreement.

Abstract: We propose to designate critical habitat for the Bear Valley sandwort, southern mountain wild-buckwheat, and ash-grey Indian paintbrush, all federally threatened plants in California.

Timetable:

Action	Date	FR Cite
NPRM	11/22/06	71 FR 67711
NPRM Comment Period End	01/22/07	
NPRM Comment Period Reopened— Draft Economic Analysis	04/00/07	
Final Action	11/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU80

DOI—FWS

Proposed Rule Stage

1413. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR TIDEWATER GOBY**Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, November 15, 2006, Settlement agreement.**Abstract:** We propose to designate critical habitat for the federally endangered tidewater goby, a fish, in California.**Timetable:**

Action	Date	FR Cite
NPRM	11/28/06	71 FR 68913
NPRM Comment Period End	01/29/07	
NPRM Comment Period Reopened— Draft Economic Analysis	04/00/07	
Final Action	12/00/07	

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

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU81**1414. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR MONTEREY SPINEFLOWER****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, December 15, 2006, Settlement agreement.**Abstract:** We propose critical habitat for Monterey spineflower, a threatened plant, in California.**Timetable:**

Action	Date	FR Cite
NPRM	12/14/06	71 FR 75189
NPRM Comment Period End	02/12/07	
NPRM Comment Period Reopened— Draft Economic Analysis	05/00/07	
Final Action	12/00/07	

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

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU83**1415. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR NEVIN'S BARBERRY****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, January 30, 2007, Settlement agreement.**Abstract:** We propose critical habitat for the federally endangered Nevin's barberry, a plant in California.**Timetable:**

Action	Date	FR Cite
NPRM	02/06/07	72 FR 5551
NPRM Comment Period End	04/09/07	72 FR 5551
Supplemental NPRM	07/00/07	
Final Action	02/00/08	

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

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife

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RIN: 1018-AU84**1416. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR FLATWOODS SALAMANDER****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** NPRM, Judicial, January 31, 2007, Settlement agreement.**Abstract:** We propose to designate critical habitat for the flatwoods salamander, a threatened amphibian that historically occurred in Alabama, Georgia, Florida, and South Carolina.**Timetable:**

Action	Date	FR Cite
NPRM	02/07/07	72 FR 5855
NPRM Comment Period End	04/09/07	
Supplemental NPRM	07/00/07	
Final Action	02/00/08	

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

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AU85**1417. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR SAN DIEGO THORN MINT****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

DOI—FWS

Proposed Rule Stage

Legal Deadline: NPRM, Judicial, February 28, 2007, Settlement agreement.

Abstract: We propose critical habitat for San Diego thornmint, a threatened plant in California.

Timetable:

Action	Date	FR Cite
NPRM	03/14/07	72 FR 11945
NPRM Comment Period End	05/14/07	72 FR 11945
Supplemental NPRM	08/00/07	
Final Action	03/00/08	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

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RIN: 1018-AU86

1418. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR FIVE ENDANGERED FRESHWATER MUSSELS AND TWO THREATENED FRESHWATER MUSSELS IN GEORGIA, FLORIDA, AND ALABAMA

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, May 30, 2006, Settlement agreement. Final, Judicial, November 2007, Settlement agreement.

Abstract: We propose to designate critical habitat for five endangered freshwater mussels: the fat threeridge (*Amblema neislerii*), shinyrayed pocketbook (*Lampsilis subangulata*, recently renamed *Hamiota subangulata*), Gulf moccasinshell (*Medionidus penicillatus*), Ochlockonee moccasinshell (*Medionidus simpsonianus*), and oval pigtoe (*Pleurobema pyriforme*), and two threatened freshwater mussels: the Chipola slabshell (*Elliptio chipolaensis*)

and purple bankclimber (*Elliptioideus sloatianus*). These mussels occur in drainages that include the States of Georgia, Florida, and Alabama.

Timetable:

Action	Date	FR Cite
NPRM	06/06/06	71 FR 32745
Public Hearing Request Due Date	07/21/06	71 FR 32745
NPRM Comment Period End	08/07/06	
NPRM Comment Period Reopened—Draft Economic Analysis	04/00/07	
Final Action	11/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

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RIN: 1018-AU87

1419. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING DETERMINATION AND CRITICAL HABITAT DESIGNATION FOR TWO AQUATIC SNAILS AND ONE FRESHWATER MUSSEL IN THE SOUTHEAST

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We propose to make a listing determination and to designate critical habitat for the interrupted rocksnail and rough hornsnail (aquatic snails) and the Georgia pigtoe (freshwater mussel), all of which occur in the Mobile River Basin of Alabama and Georgia.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	
Supplemental NPRM	02/00/08	
Final Action	09/00/08	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

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Email: douglas_krofta@fws.gov

RIN: 1018-AU88

1420. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR MARBLED MURRELET

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, August 30, 2006, Court-approved settlement agreement.

Abstract: Under a court-approved settlement agreement, we propose critical habitat for the marbled murrelet, a threatened bird inhabiting old growth forests in the northwestern United States and Canada. We may propose critical habitat for portions of California, Oregon, and Washington State.

Timetable:

Action	Date	FR Cite
NPRM	09/12/06	71 FR 53837
NPRM Comment Period End	11/13/06	71 FR 53837
NPRM Comment Period Reopened—Draft Economic Analysis	04/00/07	
Final Action	09/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses, Organizations

Government Levels Affected:

Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

DOI—FWS

Proposed Rule Stage

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 RIN: 1018-AU91

1421. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C AND SUBPART D: 2008-2009 SUBSISTENCE TAKING OF WILDLIFE REGULATIONS

Priority: Routine and Frequent
Legal Authority: 16 USC 3124
CFR Citation: 36 CFR 242; 50 CFR 100
Legal Deadline: None
Abstract: We will revise the regulations for seasons, harvest limits, methods, and means related to the taking of wildlife for subsistence uses during the 2008 to 2009 regulatory year. This rulemaking is necessary because subpart D is subject to an annual review.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Theo Matuskowitz, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 3601 C Street, Suite 1030, Anchorage, AK 99503
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 Fax: 907 786-3898
 Email: theo_matuskowitz@fws.gov

RIN: 1018-AU95

1422. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; WITHDRAWAL OF THE RECLASSIFICATION RULE AND REMOVAL OF THE HAWAIIAN HAWK 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 withdraw the previous proposed rule to reclassify the Hawaiian hawk, and instead we propose to delist the Hawaiian hawk. This action is based on recovery.

Timetable:

Action	Date	FR Cite
NPRM— Reclassification	08/05/93	58 FR 41684
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
 Phone: 703 358-2061
 Fax: 703 358-1735
 Email: michelle_morgan@fws.gov

Related RIN: Previously reported as 1018-AB88

RIN: 1018-AU96

1423. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DELISTING OF CONCHO WATERSNAKE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We propose to remove the Concho watersnake from the List of Endangered and Threatened Wildlife due to recovery.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
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RIN: 1018-AU97

1424. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR PIERSON'S MILK VETCH

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, February 1, 2008, New final rule.

Abstract: Pursuant to a court order, we must re-evaluate the potential economic costs of designating critical habitat for Pierson's milk-vetch, a threatened plant in southern California (and our final rule published in 2004), and complete a new final rule.

Timetable:

Action	Date	FR Cite
Previous Final Action	08/04/04	69 FR 47329
Availability of Draft	05/00/07	
Economic Analysis		
Final Action	02/00/08	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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Related RIN: Previously reported as 1018-AI77

RIN: 1018-AU98

1425. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING DETERMINATION AND CRITICAL HABITAT DESIGNATION FOR PHYLLOSTEGIA HISPIDA

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to make a determination on listing a Hawaiian plant, Phyllostegia hispida (no common name), as endangered under the Endangered Species Act and designating critical habitat for this species.

DOI—FWS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	
Supplemental NPRM	02/00/08	
Final Action	09/00/08	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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Email: douglas_krofta@fws.gov

RIN: 1018-AV00**1426. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR PECOS SUNFLOWER****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: NPRM, Judicial, March 16, 2007, Settlement agreement. Final, Judicial, March 16, 2008, Settlement agreement.

Abstract: We propose to designate critical habitat for the Pecos sunflower, a threatened plant in New Mexico and Texas.

Timetable:

Action	Date	FR Cite
NPRM	03/27/07	72 FR 14328
NPRM Comment Period End	05/29/07	
Supplemental NPRM	08/00/07	
Final Action	03/00/08	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AV02**1427. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR LA GRACIOSA THISTLE****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: NPRM, Judicial, July 27, 2007, Settlement agreement. Final, Judicial, July 27, 2008, Settlement agreement.

Abstract: We propose to designate critical habitat for La Graciosa thistle, an endangered plant in San Luis Obispo and Santa Barbara Counties, California.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	
Supplemental NPRM	01/00/08	
Final Action	08/00/08	

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

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AV03**1428. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR CALIFORNIA TARAXACUM AND SAN BERNARDINO BLUEGRASS****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: NPRM, Judicial, July 26, 2007, Settlement agreement. Final, Judicial, July 26, 2008, Settlement agreement.

Abstract: We propose critical habitat for California taraxacum and San Bernardino bluegrass, two endangered

plants in the mountains of southern California.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	
Supplemental NPRM	01/00/08	
Final Action	08/00/08	

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

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AV04**1429. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR SIERRA NEVADA DISTINCT POPULATION SEGMENT OF CALIFORNIA BIGHORN SHEEP****Priority:** Other Significant**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: NPRM, Judicial, July 17, 2007, Settlement agreement. Final, Judicial, July 17, 2008, Settlement agreement.

Abstract: We propose to designate critical habitat for the Sierra Nevada Distinct Population Segment of California bighorn sheep in Mono and Inyo Counties, California.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	
Supplemental NPRM	12/00/07	
Final Action	07/00/08	

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

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife

DOI—FWS

Proposed Rule Stage

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RIN: 1018-AV05

1430. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR FIVE CARBONATE PLANTS FROM THE SAN BERNARDINO MOUNTAINS OF SOUTHERN CALIFORNIA

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We propose to revise critical habitat for five carbonate plants in San Bernardino County, California: Cushenberry milk vetch, Cushenberry buckwheat, San Bernardino Mountains bladderpod, Cushenberry oxytheca, and Parish's daisy.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	
Supplemental NPRM	10/00/07	
Final Action	05/00/08	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AV06

1431. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR THE SAN BERNARDINO KANGAROO RAT

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, June 1, 2007, Settlement agreement.
Final, Judicial, June 1, 2008, Settlement agreement.

Abstract: We propose to designate critical habitat for the endangered San Bernardino kangaroo rat in San Bernardino and Riverside Counties, California.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	
Supplemental NPRM	11/00/07	
Final Action	06/00/08	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AV07

1432. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR THE PENINSULAR BIGHORN SHEEP

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: NPRM, Judicial, September 30, 2007, Settlement agreement.
Final, Judicial, September 30, 2008, Settlement agreement.

Abstract: We propose to designate critical habitat for the peninsular bighorn sheep in Riverside, San Diego, and Imperial Counties, California.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	
Supplemental NPRM	02/00/08	
Final Action	09/00/08	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
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RIN: 1018-AV09

1433. MIGRATORY BIRD PERMITS; REMOVAL OF MIGRATORY BIRDS FROM BUILDINGS

Priority: Substantive, Nonsignificant

Legal Authority: Migratory Bird Treaty Act, 40 Stat 755, 16 USC 703 to 712; Fish and Wildlife Act of 1956, 16 USC 742(a-j); Arctic Tundra Habitat Emergency Conservation Act, PL 106-108, 113 Stat 1491, Note following 16 U.S.C. 703; Endangered Species Act, 16 USC 1531 et seq

CFR Citation: 50 CFR 13.51

Legal Deadline: None

Abstract: We propose to allow property owners to remove migratory birds from buildings without requiring a Federal permit.

Timetable:

Action	Date	FR Cite
NPRM	03/26/07	72 FR 14066
NPRM Comment Period End	05/25/07	
Final Action	07/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State, Tribal

Agency Contact: Dr. George T. Allen, Wildlife Biologist, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203-1610
Phone: 703 358-1825
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RIN: 1018-AV10

DOI—FWS

Proposed Rule Stage

1434. • AUTHORIZATION OF INCIDENTAL TAKE OF EAGLES UNDER THE BALD AND GOLDEN EAGLE PROTECTION ACT

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

Legal Authority: 16 USC 668–668d

CFR Citation: 50 CFR 13.11; 50 CFR 13.12; 50 CFR 22.3; 50 CFR 22.26

Legal Deadline: NPRM, Judicial, April 30, 2007, Settlement agreement. Settlement agreement.

Abstract: We plan to propose to establish a permit category to authorize incidental take of eagles under the Bald and Golden Eagle Protection Act.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: Federal, Local, State, Tribal

Agency Contact: Eliza Savage, Regulatory Analyst, Department of the Interior, United States Fish and Wildlife Service, Rm. 4000, 4501 North Fairfax Drive, Arlington, VA 22203
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Email: eliza_savage@fws.gov

RIN: 1018–AV11

1435. • MIGRATORY BIRD HUNTING; PROPOSED 2007 TO 2008 MIGRATORY GAME BIRD HUNTING REGULATIONS (PRELIMINARY) WITH REQUESTS FOR INDIAN TRIBAL PROPOSALS

Priority: Economically Significant. Major under 5 USC 801.

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

CFR Citation: 50 CFR 20

Legal Deadline: None

Abstract: We promulgate annual hunting regulations for certain migratory game birds for the 2007 to 2008 hunting season. We annually prescribe outside limits (frameworks), within which States may select hunting seasons. We also request proposals from Indian tribes that wish to establish special migratory bird hunting regulations on Federal Indian reservations and ceded lands, and proposals for the 2007 to 2008

spring/summer migratory bird subsistence season in Alaska. Migratory game bird hunting seasons provide hunting opportunities for recreation and sustenance; aid Federal, State, and tribal governments in the management of migratory game birds; and permit harvests at levels compatible with migratory bird population status and habitat conditions.

Timetable:

Action	Date	FR Cite
NPRM	04/11/07	72 FR 18328
NPRM Comment Period End	05/15/07	
Final Action	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: Federal, State, Tribal

Energy Effects: Statement of Energy Effects planned as required by Executive Order 13211.

Agency Contact: Ronald Kokel, Wildlife Biologist, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358–1714
Email: ronald_kokel@fws.gov

RIN: 1018–AV12

1436. • MIGRATORY BIRD PERMITS; REGULATIONS FOR MANAGING RESIDENT CANADA GOOSE POPULATIONS

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: In August 2006, we published a final regulations (1018-AI32) 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 was to allow State wildlife management agencies sufficient flexibility to deal with problems caused by resident Canada geese and to guide and direct Canada goose population growth and management activities in the co-terminous United States. We now plan to clarify and slightly modify

several program requirements regarding eligibility, definitions, methodologies, and dates.

Timetable:

Action	Date	FR Cite
NPRM	03/22/07	72 FR 13459
NPRM Comment Period End	04/23/07	
Final Action	05/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State, Tribal

Agency Contact: Robert Blohm, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203
Phone: 703 358–1714
Email: robert_blohm@fws.gov

Related RIN: Related to 1018–AI32

RIN: 1018–AV15

1437. • ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE POLAR BEAR (URSUS MARITIMUS) AS THREATENED THROUGHOUT ITS RANGE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: After review of all available scientific and commercial information, we propose to list the polar bear as threatened throughout its range pursuant to the Act. This proposed rule, if made final, would extend the Act's protections to this species. Critical habitat for the polar bear is not determinable at this time. The Service seeks data and comments from the public on this proposed listing rule.

Timetable:

Action	Date	FR Cite
NPRM	01/09/07	72 FR 1063
Supplemental NPRM—Public Hearings	02/15/07	72 FR 7381
Second NPRM Comment Period End	04/09/07	
Final Action	01/00/08	

Regulatory Flexibility Analysis Required: No

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Government Levels Affected: None

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

RIN: 1018-AV19

**1438. • 2007 TO 2008
REFUGE-SPECIFIC HUNTING AND
SPORT FISHING REGULATIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 16 USC 664; 16 USC 668dd to 668ee; 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 and to amend certain regulations on existing refuges in 50 CFR part 32. This is an annual update for the National Wildlife Refuge System that ensures adequate public notice of openings/changes. We operate hunting/fishing programs on 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	07/00/07	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Leslie A Marler, Management Analyst, Department of the Interior, United States Fish and Wildlife Service, National Wildlife Refuge System 4401 North Fairfax Drive, Suite 670, Arlington, VA 22203
Phone: 703 358-2397
Email: leslie_marler@fws.gov

RIN: 1018-AV20

**1439. • ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; LISTING SIX FOREIGN
BIRDS OF THE FAMILY
PROCELLARIIDAE (TUBE-NOSED
SEABIRDS) AS ENDANGERED ON
THE LIST OF THREATENED AND
ENDANGERED WILDLIFE**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We are proposing to list the following six foreign Pacific Ocean bird species of the Family Procellariidae (Tube-nosed seabirds) as endangered on the List of Threatened and Endangered Wildlife: the Fiji petrel (*Pterodroma macgillivrayi*), the Chatham petrel (*Pterodroma axillaris*), Cook's petrel (*Pterodroma cookii*), the Galapagos petrel (*Pterodroma phaeopygia*), the magenta petrel (*Pterodroma magentae*), and Heinroth's shearwater (*Puffinus heinrothi*).

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Federalism: Undetermined

Agency Contact: Dr. Rosemarie Gnam, Chief, Branch of Consultation and Monitoring, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 750, Arlington, VA 22203
Phone: 703 358-1708
Fax: 703-358-2276
Email: rosemarie_gnam@fws.gov

RIN: 1018-AV21

**1440. • REMOVING THE MORELET'S
CROCODILE FROM THE LIST OF
ENDANGERED AND THREATENED
WILDLIFE**

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We propose to remove the Morelet's crocodile from the List of

Threatened and Endangered Wildlife, because substantial scientific and commercial information indicates that the action may be warranted. The species is found naturally along the Atlantic coast of Mexico and northern Central America (i.e., Belize and Guatemala), where it inhabits freshwater habitats.

Timetable:

Action	Date	FR Cite
ANPRM	06/28/06	71 FR 36743
ANPRM Comment Period End	09/26/06	71 FR 36743
NPRM	09/00/07	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Federalism: Undetermined

Agency Contact: Dr. Michael D. Kreger, Wildlife Biologist, 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
Fax: 703 358-2276
Email: michael_kreger@fws.gov

RIN: 1018-AV22

**1441. • ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; CRITICAL HABITAT
DESIGNATION FOR QUINO
CHECKERSPOT BUTTERFLY**

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, September 2008, Settlement agreement.

Abstract: We propose to revise critical habitat for the Quino checkerspot butterfly, an endangered butterfly in California.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	
Supplemental NPRM	02/00/08	
Final Action	09/00/08	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species

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Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

RIN: 1018-AV23

1442. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR BAY CHECKERSPOT BUTTERFLY, CALIFORNIA

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

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, August 2008, Settlement agreement.

Abstract: We propose to revise critical habitat for the Bay checkerspot butterfly, a threatened butterfly in California.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	
Supplemental NPRM	01/00/08	
Final Action	08/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

RIN: 1018-AV24

1443. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR DEVILS RIVER MINNOW

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, August 2008, Settlement agreement.

Abstract: We propose to designate critical habitat for Devils River Minnow, a threatened fish in Texas.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	
Supplemental NPRM	01/00/08	
Final Action	08/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
Email: douglas_krofta@fws.gov

RIN: 1018-AV25

1444. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF MORRO SHOULDERBAND SNAIL 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 Morro shoulderband snail from endangered to threatened. This decision is based on our 5-year review for the banded dune snail, which at the time of listing we considered a single species composed of the subspecies the Morro shoulderband snail and the Chorro shoulderband snail. Current knowledge of the life history, status, and threats to these snails indicates that the Morro shoulderband snail meets the definition of threatened and the Chorro shoulderband snail does not appear to warrant the protections of the Act at this time.

Timetable:

Action	Date	FR Cite
NPRM	03/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061

Fax: 703 358-1735

Email: michelle_morgan@fws.gov

RIN: 1018-AV26

1445. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE DESERET MILK-VETCH 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 the deseret milk-vetch for delisting, due to recovery. This flowering plant, currently listed as threatened, occurs in Utah.

Timetable:

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
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Email: michelle_morgan@fws.gov

RIN: 1018-AV27

1446. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE BROWN PELICAN FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to propose the brown pelican for delisting, due to

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recovery. The information we have on the size and distribution of the brown pelican population, together with an absence of limiting threats, indicates that the listed brown pelican population does not meet the definition of an endangered or threatened species under the Endangered Species Act.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
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RIN: 1018-AV28

1447. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE VALLEY ELDERBERRY LONGHORN BEETLE FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We plan to propose to remove the Valley elderberry longhorn beetle from the List of Endangered and Threatened Wildlife, due to recovery. This decision is based on the completed 5-year review for the species. Current knowledge of the life history, status, and threats to the beetle indicates to us that the beetle no longer meets the definition of threatened.

Timetable:

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of

the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle_morgan@fws.gov

RIN: 1018-AV29

1448. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE UTE'S LADIES'-TRESSES ORCHID 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 the removal of the Ute ladies'-tresses orchid from the List of Endangered and Threatened Plants, because recovery actions have secured a number of populations and we have identified additional populations not previously known.

Timetable:

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle_morgan@fws.gov

RIN: 1018-AV30

1449. ● IMPORTATION, EXPORTATION, AND TRANSPORTATION OF WILDLIFE; INSPECTION FEES AND IMPORT/EXPORT LICENSE EXEMPTIONS

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

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

CFR Citation: 50 CFR 14

Legal Deadline: None

Abstract: We propose to change our user fees for the importation and exportation of wildlife and wildlife products by increasing these fees for 2008 through 2012. We must adjust these fees every year to cover the increased cost of providing our services. By publishing the user fee changes in advance, importers and exporters can accurately predict the costs of importing and exporting wildlife and wildlife products for several years. We also propose to remove several exemptions from our import/export license requirements, including exemptions for businesses that import or export products from several mammal species that have been bred in captivity and circuses that import or export wildlife.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Benito A. Perez, Acting Chief, Office of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-LE-3000, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-1949
Fax: 703 358-1947
Email: benito_perez@fws.gov

Related RIN: Related to 1018-AF46

RIN: 1018-AV31

1450. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING DETERMINATION AND CRITICAL HABITAT DESIGNATION FOR ASTELIA WAIALEALAE (PAINIU)

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We will make a determination regarding listing a Hawaiian plant, *Astelia waialealae* (painiu), as endangered under the Endangered Species Act and

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designating critical habitat for this species.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	
Supplemental NPRM	02/00/08	
Final Action	09/00/08	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife

Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
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Email: douglas_krofta@fws.gov

Related RIN: Previously reported as 1018-AV00

RIN: 1018-AV32

Department of the Interior (DOI)

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United States Fish and Wildlife Service (FWS)

1451. 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: We will revise the List of Migratory Birds to conform with generally accepted taxonomy and nomenclature [i.e., English (common) and scientific names—as reflected in six published supplements to the 7th (1998) edition of the American Ornithologists' Union's Check-list of North American Birds]; and to add species of known occurrence in the United States that are subject to protection under the Migratory Bird Treaty Act that do not appear on the current list.

Timetable:

Action	Date	FR Cite
NPRM	05/09/95	60 FR 24686
NPRM Comment Period End	07/10/95	60 FR 24686
Second NPRM	10/12/01	66 FR 52281
Second NPRM Comment Period End	11/13/01	66 FR 52281
Third NPRM	08/24/06	71 FR 50194
Third NPRM Comment Period End	10/23/06	71 FR 50194
NPRM Comment Period Reopened	12/14/06	71 FR 75188
Comment Period End	12/29/06	71 FR 75188
Final Action	04/00/07	

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

Agency Contact: Robert Blohm, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203

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

RIN: 1018-AB72**1452. CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES (CITES)****Priority:** Other Significant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 10; 50 CFR 13; 50 CFR 17; 50 CFR 23**Legal Deadline:** None

Abstract: This will be a revision to an existing rule that will incorporate decisions/resolutions made at the second through thirteenth meetings of the Conference of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora.

Timetable:

Action	Date	FR Cite
NPRM	05/08/00	65 FR 26663
NPRM Comment Period End	08/07/00	65 FR 26663
Correction	06/29/00	65 FR 40167
Second NPRM	04/19/06	71 FR 20168
Correction	05/02/06	71 FR 25894
Second NPRM Comment Period End	06/19/06	71 FR 20168
NPRM Comment Period Reopened	06/28/06	71 FR 36742
Second NPRM Comment Period End	07/28/06	71 FR 36742
Final Action	06/00/07	

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

Agency Contact: Peter Thomas, Chief, Division of Management Authority,

Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2095
Email: peter_thomas@fws.gov

Robert Gabel, Acting Chief, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 750, Arlington, VA 22203
Phone: 703 358-2104
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RIN: 1018-AD87**1453. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVING OF THE BALD EAGLE IN THE LOWER 48 STATES 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: Final, Judicial, June 29, 2007, Court-approved settlement agreement.

Abstract: We plan to remove the bald eagle from the List of Endangered and Threatened Wildlife. This action is based on continued recovery gains and increasing population trends.

Timetable:

Action	Date	FR Cite
NPRM	07/06/99	64 FR 36454
NPRM Comment Period End	10/05/99	
NPRM Comment Period Reopened	02/16/06	71 FR 8238
NPRM Comment Period End	05/17/06	71 FR 8238
NPRM Comment Period Extended	05/16/06	71 FR 28293

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Action	Date	FR Cite
Second NPRM Comment Period End	06/19/06	71 FR 28293
Final Action	06/00/07	

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

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle_morgan@fws.gov

Related RIN: Related to 1018-AT94**RIN:** 1018-AF21**1454. FEDERAL FALCONRY STANDARDS AND FALCONRY PERMITTING****Priority:** Other Significant**Legal Authority:** 16 USC 703 to 712**CFR Citation:** 50 CFR 21.28; 50 CFR 21.29**Legal Deadline:** None

Abstract: We proposed changes in the regulations governing the practice of falconry in the United States. We proposed 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	02/09/05	70 FR 6978
NPRM Comment Period End	05/10/05	70 FR 6978
NPRM Comment Period Reopened	06/21/06	71 FR 35599
Second NPRM Comment Period End	09/19/06	71 FR 35599
Final Action	12/00/07	

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

Agency Contact: Robert Blohm, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203
Phone: 703 358-1714
Email: robert_blohm@fws.gov

RIN: 1018-AG11**1455. ADDITION OF BLACK CARP TO THE LIST OF INJURIOUS WILDLIFE****Priority:** Other Significant**Legal Authority:** 18 USC 42**CFR Citation:** 50 CFR 16**Legal Deadline:** None

Abstract: FWS plans to publish a final determination for the black carp injurious wildlife evaluation under the Lacey Act. An injurious wildlife listing would prohibit importation into, or transportation between, States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States by any means whatsoever, except by permit for zoological, educational, medical, or scientific purposes.

Timetable:

Action	Date	FR Cite
ANPRM	06/02/00	65 FR 35314
ANPRM Comment Period End	08/01/00	65 FR 35314
NPRM	07/30/02	67 FR 49280
NPRM Comment Period End	09/20/02	67 FR 49280
NPRM Comment Period Reopened	06/04/03	68 FR 33431
NPRM 2nd Comment Period End	08/04/03	68 FR 33431
NPRM Comment Period 3rd Reopening	08/30/05	70 FR 51326
NPRM Comment Period Extended	10/27/05	70 FR 61933
NPRM Comment Period End	12/16/05	
Final Determination	04/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**URL For More Information:**

www.fws.gov/contaminants/ans/ansspecies.cfm

Agency Contact: Kari Duncan, Chief, Branch of Invasive Species, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 322, Arlington, VA 22203
Phone: 703 358-2464

Fax: 703 358-1800
Email: kari_duncan@fws.gov

Erin Williams, Invasive Species, Department of the Interior, United States Fish and Wildlife Service, Mail Stop 322, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2034
Email: erin_williams@fws.gov

RIN: 1018-AG70**1456. ENDANGERED AND THREATENED WILDLIFE AND 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 make a final determination on our proposal to remove the Johnston's frankenia, a plant listed as endangered, and endemic to southern Texas and northeastern Mexico, from the List of Endangered and Threatened Plants. This action is based on new information.

Timetable:

Action	Date	FR Cite
NPRM	05/22/03	68 FR 27961
Public Hearing Request Due Date	07/07/03	68 FR 27961
NPRM Comment Period End	08/20/03	
Final Action	04/00/07	

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

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
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Email: michelle_morgan@fws.gov

RIN: 1018-AH53

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1457. 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 importation into the United States of Blue-fronted Amazon 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	08/06/03	68 FR 46559
NPRM Comment Period End	10/06/03	68 FR 46559
NPRM Comment Period Reopened	03/29/05	70 FR 15798
NPRM Comment Period End	04/28/05	70 FR 15798
NPRM Comment Period Reopened	05/24/05	70 FR 29711
NPRM Comment Period End	07/08/05	
Final Action	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Anne St. John, Wildlife Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 750, Arlington, VA 22203
Phone: 703 358-2104
Email: ann_stjohn@fws.gov

RIN: 1018-AH89

1458. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF TWO AUSTRALIAN PARAKEETS FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE

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 make a determination on our proposal to reclassify the turquoise parakeet (*Neophema pulchella*) and the scarlet-chested parakeet (*Neophema splendida*) from endangered to threatened under the Endangered Species Act.

Timetable:

Action	Date	FR Cite
NPRM	09/02/03	68 FR 52169
Public Hearing Request Due Date	10/17/03	68 FR 52169
NPRM Comment Period End	12/01/03	
Final Rule	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Mary Cogliano, General Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 750, Arlington, VA 22203
Phone: 703 358-2104
Email: mary_cogliano@fws.gov

RIN: 1018-AI04

1459. MIGRATORY BIRD HUNTING AND PERMITS; REGULATIONS FOR MANAGING HARVEST OF LIGHT GOOSE POPULATIONS

Priority: Substantive, Nonsignificant

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

CFR Citation: 50 CFR 20; 50 CFR 21 subpart E

Legal Deadline: None

Abstract: This rule authorizes new methods of take-for-light goose hunting under 50 CFR part 20 and revises subpart E of 50 CFR part 21 for the management of overabundant light goose populations. It also modifies the conservation order that will increase take of such populations under the authority of this subpart.

Timetable:

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

Action	Date	FR Cite
NPRM Correction Comment Period End	12/14/01	66 FR 56266
NPRM Comment Period Extended	12/10/01	66 FR 63665
NPRM Extended Comment Period End	01/25/02	
Final Action	04/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State, Tribal

Agency Contact: Robert Blohm, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203
Phone: 703 358-1714
Email: robert_blohm@fws.gov

RIN: 1018-AI07

1460. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; POLICY FOR ENHANCEMENT-OF-SURVIVAL PERMITS FOR FOREIGN SPECIES LISTED UNDER THE ENDANGERED SPECIES ACT

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We will issue a policy clarifying the process for issuing Enhancement-of-Survival permits for foreign species listed under the Endangered Species Act.

Timetable:

Action	Date	FR Cite
Notice of Proposed Policy	08/18/03	68 FR 49512
Comment Period End	10/17/03	68 FR 49512
Final Action	03/00/08	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Timothy J. Van Norman, Chief, Branch of Permits, International, Division of Management Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203

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Phone: 703 358-2350
 Fax: 703 358-2281
 Email: tim_vannorman@fws.gov

RIN: 1018-AI67

1461. ADDING SILVER CARP TO THE LIST OF INJURIOUS WILDLIFE

Priority: Other Significant

Legal Authority: 18 USC 42

CFR Citation: 50 CFR 16

Legal Deadline: None

Abstract: We will review biological and economic information on the silver carp and large-scale silver carp for possible addition to the list of injurious wildlife under the Lacey Act. An injurious wildlife listing would prohibit importation into, or transportation between, States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States by any means whatsoever, except by permit for zoological, educational, medical, or scientific purposes.

Timetable:

Action	Date	FR Cite
ANPRM	07/23/03	68 FR 43482
ANPRM Comment Period End	09/22/03	68 FR 43482
NPRM	09/05/06	71 FR 52305
Final Action	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

www.fws.gov/contaminants/ans/ansspecies.cfm

Agency Contact: Kari Duncan, Chief, Branch of Invasive Species, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 322, Arlington, VA 22203
 Phone: 703 358-2464
 Fax: 703 358-1800
 Email: kari_duncan@fws.gov

Erin Williams, Invasive Species, Department of the Interior, United States Fish and Wildlife Service, Mail Stop 322, 4401 North Fairfax Drive, Arlington, VA 22203
 Phone: 703 358-2034
 Email: erin_williams@fws.gov

RIN: 1018-AT29

1462. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; WITHDRAWAL OF PROPOSED RULE TO DELIST THE MEXICAN BOBCAT (LYNX RUFUS ESCUINAPAE) 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 received a petition to delist the Mexican bobcat (*Lynx rufus escuinapae*), listed as endangered. We determined as a result of our status review and our review of the best available scientific information that the species does not meet the definitions of endangered or threatened in the Endangered Species Act (i.e., that delisting is warranted), so we proposed to delist it. Subsequent to the proposed rule, we received comments and additional information that conflicts with information given significant weight in the proposed rule. Based on this new information, we are convinced that our assessment of the population status and taxonomic status of the Mexican bobcat in the proposed delisting rule was premature, and we have decided to withdraw the proposal.

Timetable:

Action	Date	FR Cite
NPRM; Positive 12-month Finding	05/19/05	70 FR 28895
NPRM Public Hearing Request Due Date	07/05/05	70 FR 28895
NPRM Comment Period End	08/17/05	
NPRM Comment Period Reopened	11/23/05	70 FR 70779
Second Comment Period End	12/23/05	70 FR 70779
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Mary Cogliano, General Biologist, Division of Scientific Authority, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 750, Arlington, VA 22203
 Phone: 703 358-2104
 Email: mary_cogliano@fws.gov

RIN: 1018-AT31

1463. MIGRATORY BIRD PERMITS; CHANGES IN REGULATIONS GOVERNING RAPTOR PROPAGATION

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 703 to 712

CFR Citation: 50 CFR 21.30

Legal Deadline: None

Abstract: We propose reorganization of current regulations, and adding or changing of some provisions therein. The changes will make it easier to understand the requirements for raptor propagation and the procedures for obtaining a propagation permit.

Timetable:

Action	Date	FR Cite
NPRM	10/14/05	70 FR 60052
NPRM Comment Period End	01/12/06	
NPRM Comment Period Reopened	06/21/06	71 FR 35599
Second NPRM Comment Period End	09/19/06	
Final Action	03/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State

Agency Contact: Robert Blohm, Chief, Division of Migratory Bird Management, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 4107, Arlington, VA 22203
 Phone: 703 358-1714
 Email: robert_blohm@fws.gov

Related RIN: Related to 1018-AG11

RIN: 1018-AT60

1464. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING OF SIX FOREIGN BIRDS UNDER THE ENDANGERED SPECIES ACT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: We proposed to list the following six foreign bird species under the Endangered Species Act: the black stilt (*Himantopus novaezelandiae*) of New Zealand; Caerulean Paradise-flycatcher (*Eutrichomyias rowleyi*) of Sulawesi, Indonesia; giant ibis

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(*Pseudibis gigantea*) of southern Laos and northern and eastern Cambodia; Gurney's pitta (*Pitta gurneyi*) of southern Thailand; Long-legged warbler, also known as the long-legged thicketbird (*Trichocichla rufa*), of Viti Levu, Fiji; and Socorro mockingbird (*Mimodes graysoni*) of Revillagigedo Islands, Mexico.

Timetable:

Action	Date	FR Cite
NPRM	11/22/06	71 FR 67530
NPRM Comment Period End	02/20/07	
Final Action	11/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

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
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Email: marie_maltese@fws.gov

RIN: 1018-AT62

1465. REGULATIONS TO IMPLEMENT THE CAPTIVE WILDLIFE SAFETY ACT

Priority: Other Significant

Legal Authority: 18 USC 42

CFR Citation: 50 CFR 14

Legal Deadline: Final, Statutory, June 19, 2004.

Abstract: We implement the Captive Wildlife Safety Act (CWSA) by adding subpart K to 50 CFR 14. The CWSA amends the Lacey Act by making it illegal to import, export, buy, sell, transport, receive or acquire in interstate or foreign commerce live lions, tigers, leopards, snow leopards, clouded leopards, cheetahs, jaguars and cougars or any hybrid of these species, unless certain listed exceptions are met.

Timetable:

Action	Date	FR Cite
NPRM	01/31/06	71 FR 5041
NPRM; Reminder	02/22/06	71 FR 9080
NPRM Comment Period End	03/02/06	71 FR 5041
NPRM Information Collection Comment Period End	03/02/06	
Final Action	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Benito A. Perez, Acting Chief, Office of Law Enforcement, Department of the Interior, United States Fish and Wildlife Service, MS-LE-3000, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-1949

Fax: 703 358-1947

Email: benito_perez@fws.gov

RIN: 1018-AT69

1466. PROTECTION OF BALD EAGLES; DEFINITION OF "DISTURB"

Priority: Other Significant

Legal Authority: 16 USC 668a

CFR Citation: 50 CFR 22.3

Legal Deadline: None

Abstract: This rule would establish a regulatory definition of "disturb." The Bald and Golden Eagle Protection Act prohibits take of eagles. Take is defined by the Act to include "disturb." This rule is necessary in the event the bald eagle is removed from the list of threatened wildlife under the Endangered Species Act. The BGEPA would then become the primary law protecting bald eagles.

Timetable:

Action	Date	FR Cite
NPRM	02/16/06	71 FR 8265
NPRM Comment Period End	05/17/06	71 FR 8265
NPRM Comment Period Extended	05/16/06	71 FR 28294
Second NPRM Comment Period End	06/19/06	71 FR 28294
Supplemental NPRM	12/12/06	71 FR 74483
Supplemental NPRM Comment Period End	01/11/07	
Final Action	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State, Tribal

URL For More Information:

migratorybirds.fws.gov

Agency Contact: Eliza Savage, Regulatory Analyst, Department of the Interior, United States Fish and

Wildlife Service, Rm. 4000, 4501 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2329

Email: eliza_savage@fws.gov

Related RIN: Previously reported as 1018-AH74, Related to 1018-AF21

RIN: 1018-AT94

1467. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C—NONRURAL DETERMINATIONS

Priority: Other Significant

Legal Authority: 16 USC 3124

CFR Citation: 50 CFR 100; 36 CFR 242

Legal Deadline: None

Abstract: This rule would revise the rural/nonrural determinations based on 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	08/14/06	71 FR 46416
NPRM Comment Period End	10/27/06	
Final Action	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Theo Matuskowitz, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 3601 C Street, Suite 1030, Anchorage, AK 99503

Phone: 907 786-3867

Fax: 907 786-3898

Email: theo_matuskowitz@fws.gov

RIN: 1018-AT99

1468. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ESTABLISHMENT OF A NONESSENTIAL EXPERIMENTAL POPULATION FOR 15 FRESHWATER MUSSELS, 1 FRESHWATER SNAIL, AND 5 FISHES IN TENNESSEE

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 our proposal to establish a nonessential experimental

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population for 15 freshwater mussels, 1 freshwater snail, and 5 fishes in the Lower French Broad River and in the Lower Holston River, Tennessee.

Timetable:

Action	Date	FR Cite
NPRM	06/13/06	71 FR 34195
NPRM Public Hearing Requests Due Date	07/28/06	71 FR 34195
NPRM Comment Period End	08/14/06	
Final Action	06/00/07	

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

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle__morgan@fws.gov

RIN: 1018-AU01**1469. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; 4(D) RULE FOR THE PACIFIC COAST DISTINCT POPULATION SEGMENT OF THE WESTERN SNOWY PLOVER****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 our proposed special rule for the Pacific Coast population of the threatened western snowy plover under section 4(d) of the Endangered Species Act. The special rule would eliminate the take prohibitions when entities involved in management activities have a habitat management plan that has been approved by the Service in the States of Washington, Oregon, and California.

Timetable:

Action	Date	FR Cite
NPRM	04/21/06	71 FR 20625
NPRM; Public Hearing Request Due Date	05/22/06	71 FR 20625
NPRM Comment Period End	06/20/06	
NPRM Comment Period Extended	06/20/06	71 FR 35406

Action	Date	FR Cite
NPRM Comment Period End	08/21/06	71 FR 35406
Final Action	11/00/07	

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

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
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Email: michelle__morgan@fws.gov

RIN: 1018-AU11**1470. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA, SUBPART C AND SUBPART D: 2007-2008 SUBSISTENCE TAKING OF WILDLIFE REGULATIONS****Priority:** Routine and Frequent**Legal Authority:** 16 USC 3124**CFR Citation:** 36 CFR 242; 50 CFR 100**Legal Deadline:** None

Abstract: We will revise the regulations for seasons, harvest limits, methods, and means related to the taking of wildlife for subsistence uses during the 2007-2008 regulatory year. This rulemaking is necessary because subpart D is subject to an annual review.

Timetable:

Action	Date	FR Cite
NPRM	08/14/06	71 FR 46423
NPRM Comment Period End	10/20/06	
Final Action	06/00/07	

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

Agency Contact: Theo Matuskowitz, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 3601 C Street, Suite 1030, Anchorage, AK 99503
Phone: 907 786-3867
Fax: 907 786-3898
Email: theo__matuskowitz@fws.gov

RIN: 1018-AU15**1471. NATIONAL WILDLIFE REFUGE SYSTEM; WILDERNESS STEWARDSHIP****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 668dd to 668ee**CFR Citation:** None**Legal Deadline:** None

Abstract: This policy (FWS Manual) modifies existing policy for implementing the Wilderness Act of 1964 and the Administration Act, as amended. This policy updates guidance on administrative and public activities on wilderness within the Refuge System.

Timetable:

Action	Date	FR Cite
Proposed Policy	01/16/01	66 FR 3708
Comment Period Extended	03/15/01	66 FR 15136
Comment Period Reopened	05/15/01	66 FR 26879
Comment Period Reopened	06/21/01	66 FR 33268
Final Action	09/00/07	

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

Agency Contact: Nancy Roeper, National Wildlife Refuge System, Department of the Interior, United States Fish and Wildlife Service, Wildlife Resources Branch, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2389
Email: nancy__roeper@fws.gov

Related RIN: Split from 1018-AG46**RIN:** 1018-AU27**1472. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REVISION OF CRITICAL HABITAT DESIGNATION FOR THE KOOTENAI RIVER WHITE STURGEON****Priority:** Other Significant**Legal Authority:** 16 USC 1533 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** Final, Judicial, February 1, 2006.

Abstract: We published an interim rule to revise the currently designated critical habitat for the Kootenai River white sturgeon, an endangered fish in Idaho.

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Timetable:

Action	Date	FR Cite
Interim Final Rule	02/08/06	71 FR 6383
Interim Final Rule Effective	03/10/06	71 FR 6383
Public Hearing	03/16/06	71 FR 6383
Interim Final Rule Comment Period End	04/10/06	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2527
Fax: 703 358-2434
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RIN: 1018-AU47

1473. 2006 TO 2007 REFUGE-SPECIFIC HUNTING AND SPORT FISHING REGULATIONS

Priority: Substantive, Nonsignificant

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

CFR Citation: 50 CFR 32

Legal Deadline: None

Abstract: We proposed 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 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	07/24/06	71 FR 41864
NPRM Comment Period End	08/16/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Leslie A Marler, Management Analyst, Department of the Interior, United States Fish and Wildlife Service, National Wildlife Refuge System 4401 North Fairfax Drive, Suite 670, Arlington, VA 22203
Phone: 703 358-2397
Email: leslie_marler@fws.gov

RIN: 1018-AU61

1474. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE IDAHO SPRINGSNAIL 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: The Service plans to make a final determination on our proposal to delist the Idaho springsnail. This action is based on a 12-month status review that indicates the currently listed entity is no longer a valid species under the Endangered Species Act. A taxonomic review of the Idaho springsnail and three other unlisted springsnail species indicates that the four species together are all part of the same larger species, which, based on a 5-factor threats analysis, may not warrant listing at this time.

Timetable:

Action	Date	FR Cite
NPRM	09/28/06	71 FR 56938
Hearing Request Due Date	11/13/06	
NPRM Comment Period End	11/27/06	
Final Action	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan, Endangered Species, Branch of Recovery and Delisting, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle_morgan@fws.gov

RIN: 1018-AU66

1475. CHANGE OF ADDRESSES FOR REGIONAL OFFICES AND ADDITION OF ONE NEW ADDRESS

Priority: Info./Admin./Other

Legal Authority: sec 2, 33 Stat 614, as amended; sec 5, 43 Stat 651; secs 5, 10, 45 Stat 449, 1224; secs 4, 2, 48 Stat 402, as amended; 1270, sec 4, 76 Stat 645; 5 USC 301; 16 USC 664, 16 USC 668(dd), 16 USC 685, 16 USC 690(d), 16 USC 715(i), 16 USC 725; 43 USC 315(a); 16 USC 460(k); 80 Stat 926

CFR Citation: 50 CFR 29

Legal Deadline: None

Abstract: We are revising our rights-of-way (ROW) general regulations for the National Wildlife Refuge System to correct or add addresses of some Service Regional offices.

Timetable:

Action	Date	FR Cite
Direct Final Rule	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Janet Bruner, Deputy Division Chief, Division of Realty, Department of the Interior, United States Fish and Wildlife Service, ARL SQ 622, 4401 North Fairfax Drive, Arlington, VA 22203
Phone: 703 358-2287
Email: janet_bruner@fws.gov

RIN: 1018-AU89

1476. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA; KENAI PENINSULA SUBSISTENCE RESOURCE REGION

Priority: Other Significant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 3, 16 USC 472, 16 USC 551, 16 USC 668(dd), 16 USC 3101 to 3126; 18 USC 3551 to 3586; 43 USC 1733

CFR Citation: 50 CFR 100; 36 CFR 242

Legal Deadline: None

Abstract: We propose to change regulations governing subsistence use of wildlife in Alaska by creating an additional subsistence resource region for the Kenai Peninsula. This addition of a separate subsistence resource region will allow for the creation of a separate Federal subsistence regional

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advisory council for that region, which will better ensure that residents with personal knowledge of the Kenai Peninsula area will have a meaningful role in the complex issues and management challenges of the area's subsistence management.

Timetable:

Action	Date	FR Cite
NPRM	08/14/06	71 FR 46427
NPRM Comment Period End	09/18/06	71 FR 46427
Direct Final Rule	08/14/06	71 FR 46400
Comment Period End	09/29/06	
Direct Final Rule—Withdrawal	09/27/06	71 FR 56356
NPRM Comment Period Extended	09/27/06	71 FR 56421
NPRM Comment Period End	11/09/06	
Final Action—Proposed Rule—Withdrawal	04/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Theo Matuskowitz, Office of Subsistence Management, Department of the Interior, United States Fish and Wildlife Service, 3601 C Street, Suite 1030, Anchorage, AK 99503

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RIN: 1018-AU92

1477. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR 10 SPECIES OF HAWAIIAN PICTURE-WING FLIES

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Final, Judicial, April 17, 2006, Settlement agreement.

Abstract: We propose critical habitat for 10 species of Hawaiian picture-wing flies: *Drosophila aglaia*, *D. hemipeza*, *D. heteroneura*, *D. montgomeryi*, *D. mulli*, *D. musaphilia*, *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.

Timetable:

Action	Date	FR Cite
NPRM	08/15/06	71 FR 46994
NPRM Comment Period End	10/16/06	71 FR 46994
NPRM Comment Period Reopened—Draft Economic Analysis	01/04/07	72 FR 321
NPRM Comment Period End	01/19/07	72 FR 321
Final Action	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

Phone: 703 358-2527

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RIN: 1018-AU93

1478. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR FOUR VERNAL POOL CRUSTACEANS AND ELEVEN VERNAL POOL PLANTS

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

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: Other, Judicial, May 24, 2007, U.S. District Court opinion.

Abstract: On November 1, 2006, the U.S. District Court for the Eastern District of California issued an opinion regarding limited deficiencies in the critical habitat designation for 15 vernal pool plant and invertebrate species. The opinion requires us to articulate our rationale for economic exclusions and consider the recovery standard, pursuant to the Gifford Pinchot decision.

Timetable:

Action	Date	FR Cite
Final Action—Clarification	05/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Douglas Krofta, Chief, Branch of Listing, Endangered Species Program, Department of the Interior, United States Fish and Wildlife Service, Room 435, 4401 North Fairfax Drive, Arlington, VA 22203

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RIN: 1018-AV18

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

Long-Term Actions

1479. ADDING BIGHEAD CARP TO THE LIST OF INJURIOUS WILDLIFE

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

Unfunded Mandates: Undetermined

Legal Authority: 18 USC 42

CFR Citation: 50 CFR 16

Legal Deadline: None

Abstract: We will review biological and economic information on bighead

carp (*Hypophthalmichthys nobilis*) for possible addition to the list of injurious wildlife under the Lacey Act. An injurious wildlife listing would prohibit importation into, or transportation between, States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States by any means whatsoever, except by permit for zoological, educational, medical, or scientific purposes.

Timetable:

Action	Date	FR Cite
ANPRM	09/17/03	68 FR 54409
ANPRM Comment Period End	11/17/03	68 FR 54409
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

DOI—FWS

Long-Term Actions

Federalism: Undetermined

URL For More Information:

www.fws.gov/contaminants/ans/
ansspecies.cfm

Agency Contact: Kari Duncan, Chief,
Branch of Invasive Species, Department
of the Interior, United States Fish and
Wildlife Service, 4401 North Fairfax
Drive, Room 322, Arlington, VA 22203
Phone: 703 358-2464
Fax: 703 358-1800
Email: kari_duncan@fws.gov

Erin Williams, Invasive Species,
Department of the Interior, United
States Fish and Wildlife Service, Mail
Stop 322, 4401 North Fairfax Drive,
Arlington, VA 22203
Phone: 703 358-2034
Email: erin_williams@fws.gov

RIN: 1018-AT49

**1480. ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; ESTABLISHMENT OF A
NONESSENTIAL EXPERIMENTAL
POPULATION OF BLACK-FOOTED
FERRETS IN EASTERN WYOMING**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: Under section 10(j) of the
Endangered Species Act, we propose to
establish a nonessential experimental
population of black-footed ferrets in
eastern Wyoming.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: Michelle Morgan,
Endangered Species, Branch of
Recovery and Delisting, Department of
the Interior, United States Fish and

Wildlife Service, 4401 North Fairfax
Drive, Room 421, Arlington, VA 22203
Phone: 703 358-2061
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Email: michelle_morgan@fws.gov

RIN: 1018-AU65

**1481. ENDANGERED AND
THREATENED WILDLIFE AND
PLANTS; PROPOSED
RECLASSIFICATION OF THE
RUNNING BUFFALO CLOVER FROM
ENDANGERED TO THREATENED**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 17

Legal Deadline: None

Abstract: The Service proposes to
reclassify the running buffalo clover
from endangered to threatened. This
plant is found in Arkansas, Illinois,
Indiana, Kansas, Kentucky, Missouri,
Ohio, and West Virginia.

Timetable:

Action	Date	FR Cite
NPRM	04/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan,
Endangered Species, Branch of
Recovery and Delisting, Department of
the Interior, United States Fish and
Wildlife Service, 4401 North Fairfax
Drive, Room 421, Arlington, VA 22203
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Fax: 703 358-1735
Email: michelle_morgan@fws.gov

RIN: 1018-AU69

**1482. SUBSISTENCE MANAGEMENT
REGULATIONS FOR PUBLIC LANDS
IN ALASKA: 2008-2009 SUBSISTENCE
TAKING OF FISH AND SHELLFISH
REGULATIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 3111

CFR Citation: 50 CFR 100; 36 CFR 242

Legal Deadline: None

Abstract: This rule would establish
regulations for fishing seasons, harvest
limits, methods, and means related to
taking of fish and shellfish for
subsistence uses during the 2008 to
2009 regulatory year. The rulemaking
is necessary because subpart D is
subject to an annual public review
cycle. When final, this rulemaking
would replace the fish and shellfish
taking regulations included in the
“Subsistence Management Regulations
for Public Lands in Alaska, subpart D,
2007 to 2008 Subsistence Taking of
Fish and Wildlife Regulations,” which
expire on March 31, 2008. This rule
would also amend the Customary and
Traditional Use Determinations of the
Federal Subsistence Board and the
General Regulations related to the
taking of fish and shellfish.

Timetable:

Action	Date	FR Cite
NPRM	12/19/06	71 FR 75899
NPRM Comment Period End	03/23/07	
Final Action	04/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Theo Matuskowitz,
Department of the Interior, United
States Fish and Wildlife Service, Office
of Subsistence Management, 3601 C
Street, Suite 1030, Anchorage, AK
99503

Phone: 907 786-3867

Fax: 907 786-3898

Email: theo_matuskowitz@fws.gov

RIN: 1018-AU71

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

Completed Actions

1483. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; RECLASSIFICATION OF THE FLORIDA DISTINCT POPULATION SEGMENT OF THE AMERICAN CROCODILE FROM ENDANGERED TO THREATENED

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	03/20/07	72 FR 13027
Final Action Effective	04/19/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle__morgan@fws.gov

RIN: 1018-AI41

1484. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR SAN DIEGO FAIRY SHRIMP

Priority: Other Significant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	02/22/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Douglas Krofta
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Fax: 703 358-2434
Email: douglas__krofta@fws.gov

RIN: 1018-AI71

1485. MIGRATORY BIRD PERMITS; MILITARY READINESS EXEMPTION

Priority: Other Significant

CFR Citation: 50 CFR 21

Completed:

Reason	Date	FR Cite
Final Action	02/28/07	72 FR 8931
Final Action Effective	03/30/07	72 FR 8931

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Robert Blohm
Phone: 703 358-1714
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RIN: 1018-AI92

1486. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DELISTING THE EASTERN DISTINCT POPULATION SEGMENT OF THE GRAY WOLF

Priority: Other Significant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	02/21/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State, Tribal

Agency Contact: Michelle Morgan
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle__morgan@fws.gov

Related RIN: Related to 1018-AF20, Related to 1018-AJ04, Related to 1018-AU63

RIN: 1018-AJ03

1487. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DELISTING OF THE WESTERN DISTINCT POPULATION SEGMENT OF THE GRAY WOLF

Priority: Other Significant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	02/21/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State, Tribal

Agency Contact: Michelle Morgan
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle__morgan@fws.gov

Related RIN: Related to 1018-AF20, Related to 1018-AJ03, Related to 1018-AU63

RIN: 1018-AJ04

1488. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE YELLOWSTONE GRIZZLY BEAR POPULATION FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Final Action	03/29/07	72 FR 14866
Final Action Effective	04/30/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michelle Morgan
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle__morgan@fws.gov

RIN: 1018-AT38

1489. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; AMENDMENT TO MANATEE PROTECTION AREAS IN FLORIDA (BARGE CANAL EXCEPTION)

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 17

Completed:

Reason	Date	FR Cite
Withdrawn	02/20/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Michelle Morgan
Phone: 703 358-2061
Fax: 703 358-1735
Email: michelle__morgan@fws.gov

Related RIN: Previously reported as 1018-AH80

RIN: 1018-AT39

1490. MIGRATORY BIRD HUNTING; REVISION OF LANGUAGE USED IN REGULATIONS FOR APPROVING NONTOXIC SHOT FOR USE IN WATERFOWL HUNTING

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 20.134

Completed:

Reason	Date	FR Cite
Withdrawn	02/17/07	

DOI—FWS

Completed Actions

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** George T. Allen

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Email: george_t_allen@fws.gov

RIN: 1018-AT67

1491. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; DELISTING THE PREBLE'S MEADOW JUMPING MOUSE**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	03/09/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Michelle Morgan

Phone: 703 358-2061

Fax: 703 358-1735

Email: michelle_morgan@fws.gov

RIN: 1018-AU12

1492. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT FOR THE SPIKEDACE AND LOACHMINNOW**Priority:** Other Significant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	03/21/07	72 FR 13356
Final Action Effective	04/20/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal**Agency Contact:** Douglas Krofta

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Email: douglas_krofta@fws.gov

RIN: 1018-AU33

1493. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR SUISUN THISTLE AND SOFT BIRD'S-BEAK**Priority:** Other Significant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Second NPRM Comment Period End	12/20/06	71 FR 67089
Final Action	04/12/07	72 FR 18518
Final Action Effective	05/14/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** Federal**Agency Contact:** Douglas Krofta

Phone: 703 358-2527

Fax: 703 358-2434

Email: douglas_krofta@fws.gov

RIN: 1018-AU44

1494. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR HOLMGREN AND SHIVWITS MILK VETCHES**Priority:** Other Significant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	12/27/06	71 FR 77971
Final Action Effective	01/26/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** Federal**Agency Contact:** Douglas Krofta

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Email: douglas_krofta@fws.gov

RIN: 1018-AU45

1495. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR ALABAMA BEACH MOUSE**Priority:** Other Significant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	01/30/07	72 FR 4329
Final Action Effective	03/01/07	72 FR 4329

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** Federal**Agency Contact:** Douglas Krofta

Phone: 703 358-2527

Fax: 703 358-2434

Email: douglas_krofta@fws.gov

RIN: 1018-AU46

1496. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ADDING GRAHAM'S BEARDTONGUE (PENSTEMON GRAHAMII) TO THE LIST OF ENDANGERED AND THREATENED PLANTS, WITH DESIGNATION OF CRITICAL HABITAT**Priority:** Other Significant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action— Withdrawal of Proposed Rule	12/19/06	71 FR 76023
Final Action Effective	12/19/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** Federal**Agency Contact:** Douglas Krofta

Phone: 703 358-2527

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Email: douglas_krofta@fws.gov

RIN: 1018-AU49

1497. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; CRITICAL HABITAT DESIGNATION FOR THE LAGUNA MOUNTAINS SKIPPER**Priority:** Other Significant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	12/12/06	71 FR 74591
Final Action Effective	01/11/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

DOI—FWS

Completed Actions

Government Levels Affected: Federal**Agency Contact:** Douglas Krofta

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Fax: 703 358-2434

Email: douglas_krofta@fws.gov

RIN: 1018-AU50

1498. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF THE WESTERN GREAT LAKES DISTINCT POPULATION SEGMENT OF THE GRAY WOLF FROM THE LIST OF ENDANGERED AND THREATENED WILDLIFE**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	02/08/07	72 FR 6051
Final Action Effective	03/12/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Michelle Morgan

Phone: 703 358-2061

Fax: 703 358-1735

Email: michelle_morgan@fws.gov

Related RIN: Related to 1018-AU53

RIN: 1018-AU54

1499. SUBSISTENCE MANAGEMENT REGULATIONS FOR PUBLIC LANDS IN ALASKA: 2007-2008 SUBSISTENCE TAKING OF FISH AND SHELLFISH REGULATIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 242; 50 CFR 100**Completed:**

Reason	Date	FR Cite
Final Action	03/16/07	72 FR 12676
Final Action Effective	04/01/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Theo Matuskowitz

Phone: 907 786-3867

Fax: 907 786-3898

Email: theo_matuskowitz@fws.gov

RIN: 1018-AU57

1500. MIGRATORY BIRD SUBSISTENCE HARVEST IN ALASKA; SPRING/SUMMER REGULATIONS FOR THE 2007 SEASON**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 92**Completed:**

Reason	Date	FR Cite
NPRM	12/13/06	71 FR 75059
Final Action	04/11/07	72 FR 18318

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Fred Armstrong

Phone: 907 786-3887

Related RIN: Previously reported as

1018-AU39

RIN: 1018-AU59

1501. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF VACATED GRAY WOLF REGULATIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	02/21/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Michelle Morgan

Phone: 703 358-2061

Fax: 703 358-1735

Email: michelle_morgan@fws.gov

Related RIN: Related to 1018-AJ03,

Related to 1018-AJ04

RIN: 1018-AU63

1502. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; REMOVAL OF EXTINCT SPECIES FROM THE FEDERAL LIST OF ENDANGERED AND THREATENED WILDLIFE**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	02/20/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Michelle Morgan

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RIN: 1018-AU64

1503. FEDERAL DUCK STAMP CONTEST REGULATIONS; REVISION**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 91**Completed:**

Reason	Date	FR Cite
Final Action	02/12/07	72 FR 6487
Final Action Effective	03/14/07	72 FR 6487

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Patricia Fisher

Phone: 703 358-2007

Fax: 703 358-2009

Email: pat_fisher@fws.gov

RIN: 1018-AU94

1504. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING DETERMINATION FOR SLICKSPOT PEPPERGRASS**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Final Action	01/12/07	72 FR 1621

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Douglas Krofta

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Related RIN: Previously reported as

1018-AI50

RIN: 1018-AU99

DOI—FWS

Completed Actions

1505. ENDANGERED AND THREATENED WILDLIFE AND PLANTS; LISTING THE SIERRA NEVADA DISTINCT POPULATION SEGMENT OF THE MOUNTAIN YELLOW-LEGGED FROG WITH CRITICAL HABITAT**Priority:** Other Significant**CFR Citation:** 50 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	02/20/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Douglas Krofta

Phone: 703 358-2527

Fax: 703 358-2434

Email: douglas_krofta@fws.gov

RIN: 1018-AV08**1506. ● ENDANGERED AND THREATENED WILDLIFE AND PLANTS; ADDING FOUR MARINE TAXA TO THE LIST OF ENDANGERED AND THREATENED WILDLIFE****Priority:** Info./Admin./Other**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17**Legal Deadline:** None

Abstract: We are adding four marine taxa to the List of Endangered and Threatened Wildlife in accordance with the Endangered Species Act of 1973, as amended. These amendments are based on previously published determinations by the National Marine

Fisheries Service (NMFS), National Oceanic and Atmospheric Administration, Department of Commerce, which has jurisdiction for these species. These four taxa are: (1) The Southern Distinct Population Segment (DPS) of green sturgeon, (2) the staghorn coral, (3) the elkhorn coral, and (4) the Southern Resident killer whale DPS.

Timetable:

Action	Date	FR Cite
Final Action	04/04/07	72 FR 16284
Final Action Effective	04/04/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Martha E.

Balis-Larsen, Chief, Office of Program

Support, Endangered Species,

Department of the Interior, United

States Fish and Wildlife Service, 4401

North Fairfax Drive, Room 330,

Arlington, VA 22203

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RIN: 1018-AV16**1507. ● CLARIFICATION OF SIGNIFICANT PORTION OF RANGE FOR THE CONTIGUOUS U.S. DISTINCT POPULATION SEGMENT OF THE CANADA LYNX****Priority:** Other Significant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 17

Legal Deadline: Other, Judicial, December 28, 2006, December 28, 2006—Court Order.

Abstract: In response to the September 29, 2006, Memorandum Opinion and Order of the U.S. District Court for the District of Columbia, we are required to provide a clarification of the finding we made in support of the March 24, 2000 (65 FR 16052), final rule that listed the contiguous U.S. Distinct Population Segment (DPS) of the Canada lynx (*Lynx canadensis*) (*lynx*) as threatened. We clarify that the Northeast, Great Lakes, and Southern Rockies do not constitute a significant portion of the lynx distinct population segment.

Timetable:

Action	Date	FR Cite
Final Action	01/10/07	72 FR 1186

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Douglas Krofta, Chief,

Branch of Listing, Endangered Species

Program, Department of the Interior,

United States Fish and Wildlife

Service, Room 435, 4401 North Fairfax

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Related RIN: Previously reported as 1018-AF03

RIN: 1018-AV17

BILLING CODE 4310-55-S

**Department of the Interior (DOI)
National Park Service (NPS)****Proposed Rule Stage****1508. MAKING PICTURES, TELEVISION PRODUCTIONS, OR SOUND TRACKS****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 2; 5 USC 301**CFR Citation:** 36 CFR 5**Legal Deadline:** None

Abstract: This rule would revise the filming regulations in 43 CFR part 5 and 36 CFR part 5 to implement Public Law 106-206 (May 26, 2000) by: (1) Establishing a reasonable fee for commercial filming activities and similar projects; (2) establishing

uniform guidelines for commercial filming permit programs in agencies of the Department of the Interior and the Department of Agriculture; and (3) implementing requirements that agencies respond to applicants for commercial filming or still photography permits in a timely manner.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case,

Regulatory Program Manager,

Department of the Interior, National

Park Service, 1849 C Street NW., Room

7241 MIB, Washington, DC 20240

Phone: 202 208-4206

Email: jerry_case@nps.gov

RIN: 1024-AD30

DOI—NPS

Proposed Rule Stage

1509. DISPOSITION OF CULTURALLY IDENTIFIABLE HUMAN REMAINS**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 3001 et seq**CFR Citation:** 43 CFR 10.11**Legal Deadline:** None**Abstract:** This rule would establish procedures for the disposition of culturally identifiable human remains in the possession or control of museums or Federal agencies.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Tim McKeown, National NAGPRA Program Officer, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240
Phone: 202 354-2206
Email: tim_mckeown@nps.gov**RIN:** 1024-AD31**1510. NATIONAL CAPITOL REGION—PARKING****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 460(q); 16 USC 9a**CFR Citation:** 36 CFR 7**Legal Deadline:** None**Abstract:** This rule would amend the National Capitol Region's special regulations regarding violations for illegally parked vehicles. The amendment will add a provision addressing parking violations when the vehicle's driver is absent. Absence of a provision of this type in the current regulations has resulted in the dismissal of citations and increasing numbers of parking violations. The amendment would create a rebuttable prima facie presumption that the registered owner of an illegally parked vehicle was the person who committed the violation. This is similar to the parking laws of many jurisdictions.**Timetable:**

Action	Date	FR Cite
NPRM	03/21/07	72 FR 13224
NPRM Comment Period End	05/21/07	
Final Action	03/00/08	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD40**1511. FIRE ISLAND NATIONAL SEASHORE—OFF-ROAD DRIVING REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1**CFR Citation:** 36 CFR 7.20**Legal Deadline:** None**Abstract:** The proposed rule would establish standards for eligibility and issuance of driving permits for off-road vehicle operation on Fire Island National Seashore lands. This rule would also establish limits for use such as dates, times of day, and other operational conditions for driving off-road on park lands. This rule is necessary so that the National Park Service may more effectively manage off-road vehicle use and protect park resources.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD46**1512. LEASEHOLD SURRENDER INTEREST PROVISIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1**CFR Citation:** 36 CFR 51**Legal Deadline:** None**Abstract:** This rule will streamline the Leasehold Surrender Interest (LSI) provisions of 36 CFR part 51. LSI is the compensable interest National Park Service concessioners obtain in buildings built on park area lands with concessioner funds. The proposed amendments have been recommended by the National Park Service Concessions Management Advisory Board, a statutory advisory board of professional experts and representatives from the concession industry and environmental community.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD48**1513. GRAND CANYON NATIONAL PARK****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1**CFR Citation:** 36 CFR 7.4**Legal Deadline:** None**Abstract:** This rule will update the provisions governing use of the Colorado River and adjoining federally owned lands within Grand Canyon National Park. Changes are necessary to make the rule consistent with, and to help implement portions of, the park's recently revised Colorado River Management Plan. The current rule governs the use of the Colorado River within the park upstream from Diamond Creek. In accordance with the new Colorado River Management Plan, the updated rule will regulate the use of the entire Colorado River and adjoining federally owned lands within the park, including the reach of the river from Diamond Creek to the boundary between the park and Lake Mead National Recreation Area (approximately River Mile 277). The new rule also will update or clarify some provisions of the current

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Proposed Rule Stage

regulation and will delete other provisions as unnecessary.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD50

1514. BIG SOUTH FORK NATIONAL RIVER AND RECREATION AREA—OFF-ROAD VEHICLE USE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1

CFR Citation: 30 CFR 7

Legal Deadline: None

Abstract: This rule will designate trails where off-road vehicles (ORV) may be used within Big South Fork National River and Recreation Area. The rule will cover multiple use trails used by ORVs during big game hunting season and trails built and maintained solely for ORV use. 36 CFR 4.10(b) requires promulgation of a special regulation for all off-road use in National Recreation Areas.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD51

1515. ● GOLDEN GATE NATIONAL RECREATION AREA—SPECIAL REGULATIONS

Priority: Other Significant

Legal Authority: 36 CFR 7

CFR Citation: None

Legal Deadline: None

Abstract: This rule would ensure continued protection of special status species in Golden Gate National Recreation Area by regularizing recently adopted emergency regulatory provisions to require all pets to be on leash in designated portions of Crissy Field and Ocean Beach for protection of the Western Snowy Plover. While the areas listed in this proposed rule have been previously restricted or closed to pets and, in some cases, park visitors, those closures and restrictions were not published as rules.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD53

1516. ● CANAVERAL NATIONAL SEASHORE—NUDITY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1

CFR Citation: 36 CFR 7

Legal Deadline: None

Abstract: This rule would close all areas within Canaveral National Seashore to public nudity. The number of nudists and confrontations with non-nudists has increased significantly over the past 15 years. Public nudity is forcing those user groups not wishing to be exposed to nudists from over 25 percent of the seashore. Visual contact with nudity offends individuals and restricts the park from offering educational programs, organized shoreline cleanup, walks, and other organized family activities in these

areas. Public nudity also attracts individuals that participate in lewd and lascivious acts. This type of criminal activity is increasing annually. Attempts have been made to establish areas for nudists where contact and conflicts with other visitors is minimal and have proven unsuccessful. Brevard County has passed an anti-nudity ordinance, putting the National Park Service in conflict with a county law.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD54

1517. ● YELLOWSTONE AND GRAND TETON NATIONAL PARKS AND ROCKEFELLER PARKWAY—SNOWMOBILE USE

Priority: Other Significant

Legal Authority: Not Yet Determined

CFR Citation: 36 CFR 7

Legal Deadline: None

Abstract: This rule would implement the preferred alternative in the Winter Use Plans/Draft Environmental Impact Statement for Yellowstone and Grand Teton national parks and the John D. Rockefeller, Jr. Memorial Parkway. The current regulations were intended to guide winter use management of the parks for an interim 3-year period while the long-term plan was being prepared. Within the existing rules, the provisions that authorize use of snowmobiles and snowcoaches expire at the end of the 2006-2007 winter season. Without a new rule, beginning with the 2007-2008 winter season, visitors would be unable to visit the parks on either snowmobiles or snowcoaches.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

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Proposed Rule Stage

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

Agency Contact: Jerry L. Case,
Regulatory Program Manager,
Department of the Interior, National
Park Service, 1849 C Street NW., Room
7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD55**1518. • BIG CYPRESS NATIONAL PRESERVE—SPECIAL REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1**CFR Citation:** 36 CFR 7**Legal Deadline:** None

Abstract: This rulemaking will implement the 2000 Final Recreational Off-Road Vehicle Management Plan and Record of Decision for Big Cypress National Preserve. Rulemaking is necessary to implement and comply with requirements of the legislation

establishing the park (16 USC 698 et seq.).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

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

Agency Contact: Jerry L. Case,
Regulatory Program Manager,
Department of the Interior, National
Park Service, 1849 C Street NW., Room
7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD56**1519. • BIG CYPRESS NATIONAL PRESERVE—OFF-ROAD VEHICLE USE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 698**CFR Citation:** 36 CFR 7.86**Legal Deadline:** None

Abstract: This rule would implement the 2000 Final Recreational Vehicle Off-road Vehicle Management Plan and Record of Decision for the Supplemental Environmental Impact Statement. Rulemaking is necessary to comply with 16 U.S.C. 698, several Executive Orders, and 36 CFR 4.10(b). This rule will designate trails where off-road vehicles may be used within the preserve.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

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

Agency Contact: Jerry L. Case,
Regulatory Program Manager,
Department of the Interior, National
Park Service, 1849 C Street NW., Room
7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD57

Department of the Interior (DOI)

National Park Service (NPS)

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1520. BOATING AND WATER USE ACTIVITIES**Priority:** Other Significant**Legal Authority:** 16 USC 3**CFR Citation:** 36 CFR 3**Legal Deadline:** None

Abstract: This part was last updated comprehensively in the early 1980s. This regulation will help to address new and emerging technology, clarify some regulations for the benefit of the public and enforcement staff, implement changes to reduce safety concerns, and make NPS regulations more consistent with State regulations in order to reduce confusion with the public.

Timetable:

Action	Date	FR Cite
NPRM	08/26/03	68 FR 51207
NPRM Comment Period End	12/24/03	
Final Action	04/00/07	

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

Agency Contact: Jerry L. Case,
Regulatory Program Manager,
Department of the Interior, National
Park Service, 1849 C Street NW., Room
7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD07**1521. GATEWAY NATIONAL RECREATION AREA, JAMAICA BAY UNIT, PERSONAL WATERCRAFT USE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1; 16 USC 3; 16 USC 460(q); 16 USC 9a**CFR Citation:** 36 CFR 7**Legal Deadline:** None

Abstract: This rule would designate areas where personal watercraft may operate in the Jamaica Bay Unit of Gateway National Recreation Area.

Timetable:

Action	Date	FR Cite
NPRM	02/24/06	71 FR 9495
NPRM Comment Period End	04/25/06	
Final Rule	05/00/07	

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

Agency Contact: Jerry L. Case,
Regulatory Program Manager,
Department of the Interior, National
Park Service, 1849 C Street NW., Room
7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov

RIN: 1024-AD41**1522. GATEWAY NATIONAL RECREATION AREA, SANDY HOOK UNIT, PERSONAL WATERCRAFT USE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 3; 16 USC 460(q); 16 USC 9(a); 16 USC 1

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Final Rule Stage

CFR Citation: 36 CFR 7**Legal Deadline:** None**Abstract:** This rule would designate areas where personal watercraft may operate in Gateway National Recreation Area.**Timetable:**

Action	Date	FR Cite
NPRM	02/24/06	71 FR 9488
NPRM Comment Period End	04/25/06	
Final Rule	05/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD42**1523. DRY TORTUGAS NATIONAL PARK—SPECIAL REGULATIONS****Priority:** Other Significant**Legal Authority:** 16 USC 410 et seq**CFR Citation:** 36 CFR 7.27**Legal Deadline:** None**Abstract:** The proposed rule implements Public Law 102-525 (16 U.S.C. 410, et seq.), which established Dry Tortugas National Park and abolished Fort Jefferson National Monument. It also implements provisions for visitor use and resource protection.**Timetable:**

Action	Date	FR Cite
NPRM	12/20/06	71 FR 76154
Final Action	10/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD45**1524. SHENANDOAH NATIONAL PARK—BACKCOUNTRY CAMPING****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1**CFR Citation:** 36 CFR 7.15**Legal Deadline:** None**Abstract:** The regulations concerning backcountry camping and sanitation in the Special Regulations for Shenandoah National Park are unnecessary as they duplicate the rules and authorities granted to the Superintendent for local rulemaking under sections 2.10 and 2.14. Removing sections 7.15(a) and (c) will reduce the need for future rulemaking requiring Federal Register publication.**Timetable:**

Action	Date	FR Cite
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jennifer Lee, Department of the Interior, National Park Service, 1849 C Street NW., MS 3316 MIB, Washington, DC 20240
Phone: 202 219-1689**RIN:** 1024-AD49**1525. DISPOSITION OF ABANDONED OR UNCLAIMED PROPERTY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1**CFR Citation:** 36 CFR 2.22**Legal Deadline:** None**Abstract:** This rule would correct current regulations to reflect requirements for disposition of abandoned and unclaimed property found in the Federal Management Regulations at 41 CFR part 102-36 and part 101-48. Current National Park Service (NPS) regulations require unclaimed property to be held for 60 days and allow the finder to claim ownership of unclaimed (found) property. This is contrary to current Federal Management Regulations and GSA and NPS policy. Current regulations require an agency to hold abandoned or unclaimed property for 30 days and if not claimed by the rightful owner then the property vests with the United States and not the finder.**Timetable:**

Action	Date	FR Cite
Final Action	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case, Regulatory Program Manager, Department of the Interior, National Park Service, 1849 C Street NW., Room 7241 MIB, Washington, DC 20240
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD52**Department of the Interior (DOI)
National Park Service (NPS)****Completed Actions****1526. CURECANTI RECREATION AREA; PERSONAL WATERCRAFT****Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 7.51**Completed:**

Reason	Date	FR Cite
Final Action	09/21/06	71 FR 55111

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AC99**1527. VESSEL MANAGEMENT IN GLACIER BAY NATIONAL PARK****Priority:** Substantive, Nonsignificant**CFR Citation:** 36 CFR 13.65**Completed:**

Reason	Date	FR Cite
Final Action	11/30/06	71 FR 69328

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Completed Actions

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD25**1528. NATIONAL PARK SYSTEM UNITS IN ALASKA****Priority:** Other Significant**CFR Citation:** 36 CFR 13**Completed:**

Reason	Date	FR Cite
Final Action	12/27/06	71 FR 77657

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jerry L. Case
Phone: 202 208-4206
Email: jerry_case@nps.gov**RIN:** 1024-AD38**BILLING CODE** 4310-70-S**Department of the Interior (DOI)
Bureau of Indian Affairs (BIA)****Proposed Rule Stage****1529. STANDARDS FOR APPROVING TRIBAL PER CAPITA DISTRIBUTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 117c**CFR Citation:** 25 CFR 111**Legal Deadline:** None**Abstract:** This rule will provide standards for the review and approval of tribal requests for the authority to make per capita distributions from tribal funds held in trust by the Secretary of the Interior under Public Law 98-164, 25 U.S.C. 117a and 117b.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Agency Contact:** Daisy West, Tribal Relations Officer, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Washington, DC 20240
Phone: 202 513-7626
Fax: 202 219-2327**RIN:** 1076-AE45

whose whereabouts are unknown. It will set forth an account holder's duty to inform the Department of a current address. It will authorize the holder of an IIM account whose funds have been transferred to the Unknown Moneys account to make a claim for the transferred funds at any time.

Timetable:

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240
Phone: 202 273-4680**RIN:** 1076-AE55**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240
Phone: 202 273-4680**RIN:** 1076-AE57**1532. LAND ACQUISITION****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; RS 161**CFR Citation:** 25 CFR 151; 25 CFR 226**Legal Deadline:** None**Abstract:** This rule would address the procedures for and criteria against which the Secretary will accept acquisitions of land into trust or restricted status on behalf of an individual Indian or tribe.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240
Phone: 202 273-4680**RIN:** 1076-AE62**1530. UNCLAIMED MONEYS/WHEREABOUTS UNKNOWN****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301**CFR Citation:** 25 CFR 116**Legal Deadline:** None**Abstract:** This rule will create one account in the Department to hold Individual Indian Moneys funds of any account holders who cannot be located. It will explain the actions the Department will take to determine the current address of an account holder**1531. GRAZING PERMITS****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301**CFR Citation:** 25 CFR 166**Legal Deadline:** None**Abstract:** This rule will amend the procedures the BIA uses to approve, grant, and administer permits for grazing on tribal land, individually owned Indian land, and Government land.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal**1533. TRUST FUND ACCOUNTING AND APPEALS****Priority:** Substantive, Nonsignificant**Legal Authority:** 116 Stat 79; 25 USC 9; 5 USC 553; PL 103-412; PL 107-153

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Proposed Rule Stage

CFR Citation: 25 CFR 116**Legal Deadline:** None**Abstract:** This rule would define the administrative review and appeal process for any issues arising from quarterly statements of performance or historical statements of account.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240
Phone: 202 273-4680**RIN:** 1076-AE65**1534. FEE FOR SERVICE****Priority:** Substantive, Nonsignificant**Legal Authority:** 35 Stat 312**CFR Citation:** 25 CFR 213**Legal Deadline:** None**Abstract:** This rule will amend procedures to acquire leases, establish rent and royalty rates, ensure environmentally sound operations, and remove restrictions against alienation on Indian lands.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240
Phone: 202 273-4680**RIN:** 1076-AE66**1535. LAW AND ORDER ON INDIAN RESERVATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 13; 25 USC 2; 25 USC 200; 25 USC 9; 28 Stat 586;

42 Stat 208; 5 USC 301; RS 463; RS 465

CFR Citation: 25 CFR 11**Legal Deadline:** None**Abstract:** This rule would update the listing of Courts of Indian Offenses (CFR Courts) and add provisions for drug abuse, child abuse, and family violence.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Agency Contact:** Joseph Wittle, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW, Washington, DC 20240
Phone: 202 208-4853
Fax: 202 208-6170**RIN:** 1076-AE67**1536. LEASES AND PERMITS****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301**CFR Citation:** 25 CFR 162**Legal Deadline:** None**Abstract:** This rule will establish procedures for entering into business leases on Indian and Government lands.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240
Phone: 202 273-4680**RIN:** 1076-AE73**1537. PREFERENCE IN EMPLOYMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 43; 25 USC 44; 5 USC 8336**CFR Citation:** 25 CFR 5**Legal Deadline:** None**Abstract:** The Bureau of Indian Affairs is proposing to revise the preference in employment regulations by clarifying the application of Indian preference within the Bureau of Indian Affairs and other organizations within the Department of the Interior. This revision will be consistent with the regulation for the application of Indian preference for the Indian Health Service found at 43 CFR 136.41.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Elizabeth Colliflower, Department of the Interior, Bureau of Indian Affairs, 1951 Constitution Avenue NW., Washington, DC 20240
Phone: 202 513-7612
Fax: 202 208-5113**RIN:** 1076-AE76**1538. REVISION OF THE MEMBERSHIP ROLL OF THE EASTERN BAND OF CHEROKEE OF NORTH CAROLINA****Priority:** Substantive, Nonsignificant**Legal Authority:** 71 Stat 374, sec 2**CFR Citation:** 25 CFR 75**Legal Deadline:** None**Abstract:** The Eastern Band of Cherokee Indians has asked that the regulations in part 75 be removed because the Federal Government is not involved in the tribe's enrollment process. The enrollment applications are filed with the Tribal Enrollment Office, the Tribal Enrollment Committee determines an applicant's eligibility, and the Tribal Council decides any appeals concerning adverse determinations made by the Tribal Enrollment Committee.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Daisy West, Tribal Relations Officer, Department of the

DOI—BIA

Proposed Rule Stage

Interior, Bureau of Indian Affairs, 1849 C Street NW., Washington, DC 20240
Phone: 202 513-7626
Fax: 202 219-2327

RIN: 1076-AE77

1539. OIL AND GAS, GEOTHERMAL, AND SOLID MINERALS AGREEMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 2; 25 USC 2101 to 2108; 25 USC 9

CFR Citation: 25 CFR 225

Legal Deadline: None

Abstract: This rule will be a technical, administrative change to clarify the entire subchapter regarding energy and minerals.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240
Phone: 202 273-4680

RIN: 1076-AE79

1540. GENERAL FORESTRY REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 2; 25 USC 9; 25 USC 13; 25 USC 406; 25 USC 407; 25 USC 413; 25 USC 415; 25 USC 466

CFR Citation: 25 CFR 163

Legal Deadline: None

Abstract: BIA is revising this rule to make provisions concerning the collection of forest management deductions consistent with statutory authority.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Tribal

Agency Contact: William Downes, Chief, Division of Forestry, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Room 4600 MIB, Washington, DC 20240
Phone: 202 208-4837

RIN: 1076-AE82

1541. LOAN GUARANTY, INSURANCE, AND INTEREST SUBSIDY

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-221; 120 Stat 336

CFR Citation: 25 CFR 1002

Legal Deadline: None

Abstract: This rule would implement amendments to the Indian Financing Act, PL 109-221, by adding new provisions. The provisions concern allowing loans to nonprofit businesses, allowing community development financial institutions as approved lenders, guaranteeing bonds, and compensating a fiscal transfer agent for controlling the sale of guaranteed and insured loans in the secondary market.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Tribal

Agency Contact: David B. Johnson, Department of the Interior, Bureau of Indian Affairs, Office of Indian Energy and Economic Development, 1849 C Street NW., Washington, DC 20240
Phone: 202 208-3026

RIN: 1076-AE83

1542. • TRIBAL REVENUE ALLOCATION PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 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 each proposed allocation plan 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 making this determination.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: State, Tribal

Agency Contact: George Skibine, Director, Indian Gaming Management Staff, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Washington, DC 20240
Phone: 202 219-4066

Related RIN: Previously reported as 1076-AE24

RIN: 1076-AE84

1543. • CLASS III GAMING PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 25 USC 2; 25 USC 9; 25 USC 2710

CFR Citation: 25 CFR 291

Legal Deadline: None

Abstract: This rule would clarify language in the existing rule dealing with Indian gaming compact negotiations between States and tribes when tribes have exhausted Federal judicial remedies. The rule applies where a tribe asserts that the State is not negotiating in good faith, files suit against the State in Federal court, but cannot proceed in Federal court because the state refuses to waive its sovereign immunity from suit. In cases where a State chooses not to assert a sovereign immunity defense, this proposed rule would not apply.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State, Tribal

Agency Contact: George Skibine, Director, Indian Gaming Management Staff, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., Washington, DC 20240

DOI—BIA

Proposed Rule Stage

Phone: 202 219-4066

RIN: 1076-AE85

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

Final Rule Stage

1544. IRRIGATION PROJECTS AND SYSTEMS**Priority:** Substantive, Nonsignificant**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	
Second NPRM	07/17/06	71 FR 40450
Second NPRM Comment Period End	11/14/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** John Anevski, Civil Engineer, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4655 MIB, Washington, DC 20240

Phone: 202 208-5480

RIN: 1076-AD44

1545. HOME-LIVING PROGRAMS AND SCHOOL CLOSURE AND CONSOLIDATION**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 107-110**CFR Citation:** 25 CFR 36; 25 CFR 48**Legal Deadline:** None**Abstract:** As required by the No Child Left Behind Act of 2001, the Secretary of the Interior has developed regulations using negotiated rulemaking that address home-living programs and school closure and consolidation. The provisions covering home-living situations address home-living staffing, programs, and privacy. The closure and consolidation portion of the rule

contains procedures for closing, consolidating, or substantially curtailing a school.

Timetable:

Action	Date	FR Cite
NPRM	07/12/04	69 FR 41770
NPRM Comment Period End	11/09/04	
Final Action	10/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240

Phone: 202 273-4680

RIN: 1076-AE51

1546. PROBATE OF INDIAN ESTATES, EXCEPT FOR MEMBERS OF THE FIVE CIVILIZED TRIBES**Priority:** Substantive, Nonsignificant**Legal Authority:** 36 Stat 856, as amended; secs 1, 2, 36 Stat 855, as amended**CFR Citation:** 25 CFR 15**Legal Deadline:** None**Abstract:** This rule will amend the procedures that the Secretary follows to initiate the probate of the trust estate of a deceased individual Indian who owned trust or restricted property.**Timetable:**

Action	Date	FR Cite
NPRM	08/08/06	71 FR 45174
NPRM Comment Period End	10/10/06	
Final Action	10/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849

C Street NW., MS 4141, Washington, DC 20240

Phone: 202 273-4680

RIN: 1076-AE59

1547. TRIBAL PROBATE CODES**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 2201 to 2211**CFR Citation:** 25 CFR 18**Legal Deadline:** None**Abstract:** This rule will establish procedures for a tribe to obtain the Secretary's approval for a tribal probate code.**Timetable:**

Action	Date	FR Cite
NPRM	08/08/06	71 FR 45174
NPRM Comment Period End	10/10/06	
Final Action	10/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Agency Contact:** Michele Singer, Counselor to the Assistant Secretary — Indian Affairs, Department of the Interior, Bureau of Indian Affairs, 1849 C Street NW., MS 4141, Washington, DC 20240

Phone: 202 273-4680

RIN: 1076-AE61

1548. TRIBAL ENERGY RESOURCE AGREEMENTS**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 109-58**CFR Citation:** 25 CFR 224**Legal Deadline:** None**Abstract:** This rule would implement title V, section 503 (Indian Energy), of the Energy Policy Act of 2005, which requires the Secretary to establish and implement an Indian Energy Resource Development Program.**Timetable:**

Action	Date	FR Cite
NPRM	08/21/06	71 FR 48626

DOI—BIA

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	09/20/06	
Final Action	06/00/07	

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

Agency Contact: Darryl Francois,
Office of Indian Energy and Economic
Development, Department of the
Interior, Bureau of Indian Affairs, 1849
C Street NW., Washington, DC 20240
Phone: 202 208-7253

RIN: 1076-AE80**1549. GAMING ON TRUST LANDS
ACQUIRED AFTER OCTOBER 17, 1988****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 25 USC
2; 25 USC 9; 25 USC 2719**CFR Citation:** 25 CFR 292**Legal Deadline:** None

Abstract: This rule would establish
procedures that the Secretary will use
to review tribal applications for trust
acquisition of land for gaming
purposes.

Timetable:

Action	Date	FR Cite
NPRM	10/05/06	71 FR 58769
NPRM Comment Period Extended	12/04/06	71 FR 70335

Action	Date	FR Cite
NPRM Comment Period End	12/04/06	
NPRM Comment Period End	02/01/07	
Final Action	06/00/07	

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

Agency Contact: George Skibine,
Director, Indian Gaming Management
Staff, Department of the Interior,
Bureau of Indian Affairs, 1849 C Street
NW., Washington, DC 20240
Phone: 202 219-4066

RIN: 1076-AE81Department of the Interior (DOI)
Bureau of Indian Affairs (BIA)

Completed Actions

**1550. INDIAN COUNTRY LAW
ENFORCEMENT****Priority:** Other Significant**CFR Citation:** 25 CFR 12**Completed:**

Reason	Date	FR Cite
No Further Action Scheduled	02/01/07	

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

Agency Contact: Peter Maybee
Phone: 202 208-5787
Fax: 202 208-6170

RIN: 1076-AE35**1551. PREPARATION OF ROLLS OF
INDIANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 25 CFR 61**Completed:**

Reason	Date	FR Cite
Final Action	03/05/07	72 FR 9836

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

Agency Contact: Daisy West
Phone: 202 513-7626
Fax: 202 219-2327

RIN: 1076-AE44

BILLING CODE 4310-02-S

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

Prerule Stage

**1552. REQUIREMENTS FOR
MATERIAL, PERSONNEL, AND PIPE
HANDLING OPERATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1331 et seq**CFR Citation:** 30 CFR 250.108**Legal Deadline:** None

Abstract: MMS is seeking comments on
various approaches to regulating
operations involving the movement of
material, personnel, and pipe on the
Outer Continental Shelf (OCS) facilities.

MMS is examining several regulatory
approaches because material,
personnel, and pipe handling incidents
continue to occur on the OCS on a
regular basis. Responses to this request
will help MMS establish an appropriate
regulatory approach for improving the
safety of these operations.

Timetable:

Action	Date	FR Cite
ANPRM	07/00/07	

**Regulatory Flexibility Analysis
Required:** No**Small Entities Affected:** 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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Fax: 703 787-1093
Email: kumkum.ray@mms.gov

RIN: 1010-AD14

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

Proposed Rule Stage

1553. LATE AND OVERPAYMENTS OF INTEREST

Priority: Substantive, Nonsignificant

Legal Authority: 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
 Phone: 303 231-3211
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 Email: sharron.gebhardt@mms.gov

RIN: 1010-AC27

1554. 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State

Agency Contact: Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management

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RIN: 1010-AC31

1555. END-OF-LIFE ROYALTY RELIEF

Priority: Substantive, Nonsignificant

Legal Authority: 25 USC 396 et seq

CFR Citation: 30 CFR 203

Legal Deadline: None

Abstract: This rule proposes to amend the circumstances that discontinue the existing royalty relief for end-of-life oil and gas leases and expands the eligibility criteria for leases to qualify for this program.

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
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 Fax: 703 787-1093
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RIN: 1010-AC58

1556. REDUCTION TO ROYALTY RELIEF IN SPECIAL CIRCUMSTANCES

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 203

Legal Deadline: None

Abstract: The recently published final rule 1010-AC71 created a process for certain leases (those that are inadequately helped by our formal relief systems) to seek special royalty relief. However, overly restrictive eligibility criteria may exclude some leases that fulfill statutory purposes, while redundant criteria may include other leases that do not fit statutory purposes. This rule would refine the eligibility criteria to include marginal discoveries in the shallow water part of the Gulf of Mexico that may offer meaningful conservation or infrastructure preservation benefits.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	
NPRM Comment	06/00/07	
Period End		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
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 Fax: 703 787-1093
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RIN: 1010-AD02

1557. LEASING OF SULPHUR OR OIL AND GAS IN THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: This rulemaking will rewrite the existing rules at 30 CFR part 256 to make them clearer. The rule has been reorganized and streamlined to better reflect the 5-year and lease sale processes as they have evolved since the last rewrite in the 1980s. There are few substantive changes to the rule.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	
NPRM Comment	10/00/07	
Period End		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Undetermined

Agency Contact: Jane A. Roberts, Paralegal Specialist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 22070
 Phone: 703 787-1275

RIN: 1010-AD06

1558. PIPELINE SAFETY RULE PHASE I

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1331 et seq

CFR Citation: 30 CFR 250; 43 USC 1331 et seq

Legal Deadline: None

DOI—MMS

Proposed Rule Stage

Abstract: Subpart J Safety regulations are 20 years old and technically and administratively out of date with MMS policies, practices, and safety requirements issued elsewhere in regional notices to lessees (NTLs) and letters to lessees (LTLs). This proposed rule is the first phase of a planned two-phase update of the regulations. This phase I will incorporate the NTLs and LTLs and give the requirements the force and weight of law. Additionally, the rule will be rewritten and reformatted for added clarity and will incorporate several new pipeline design standards to technically update the design information included in the current regulation.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
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RIN: 1010-AD11

1559. OIL AND GAS PRODUCTION RATES

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: This rule would amend provisions regarding oil and natural gas production. This is a complete rewrite of that section and addresses issues such as production rates and burning oil and flaring and venting natural gas. Currently there are restrictions on production rates that are no longer needed and the limits on flaring and venting natural gas are open to interpretation. The proposed rule would eliminate most restrictions on production rates and clarify flaring and venting limits.

Timetable:

Action	Date	FR Cite
NPRM	03/06/07	72 FR 9884

Action	Date	FR Cite
NPRM Comment	06/04/07	
Period End		
Final Action	03/00/08	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
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RIN: 1010-AD12

1560. RIGHTS OF USE AND EASEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: This rule would extend existing bonding requirements of Rights of Use and Easement holders to cover decommissioning. Most rights of use and easement holders need bonding to cover their obligations, so this will not increase the cost for them. This rule changes the length of time that the bond must be kept in place. The other changes clarify existing provisions.

Timetable:

Action	Date	FR Cite
NPRM	11/00/07	
NPRM Comment	05/00/07	
Period End		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1604
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Email: kumkum.ray@mms.gov

RIN: 1010-AD13

1561. SAFETY MANAGEMENT SYSTEMS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: MMS is seeking comments on regulatory options for the development of safety and environmental management systems (SEMS) for operations conducted on the Outer Continental Shelf (OCS) under MMS jurisdiction. The options range from voluntary implementation to establishment of a 12-element program. MMS believes that effective use of SEMS would improve safety and environmental performance on the OCS. Comments on the options will help MMS determine the best approach for integrating SEMS into its regulatory program.

Timetable:

Action	Date	FR Cite
ANPRM	05/22/06	71 FR 29277
ANPRM Comment	10/23/06	
Period End		
NPRM	11/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Local

Agency Contact: Bud Danenberger, Department of the Interior, Minerals Management Service, 381 Eldon Street, Herndon, VA 20170
Phone: 703 787-1598

RIN: 1010-AD15

1562. OPEN AND NONDISCRIMINATORY MOVEMENT OF OIL AND GAS AS REQUIRED BY THE OUTER CONTINENTAL SHELF LANDS ACT

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1863

CFR Citation: 30 CFR 270

Legal Deadline: None

Abstract: The Outer Continental Shelf Lands Act (OCSLA) requires pipelines to provide open and non-discriminatory access to shippers of production. The Federal Energy Regulatory Commission (FERC) has historically enforced this provision through its enforcement of the Natural Gas Act (NGA) and the Interstate Commerce Act. Beginning in the 1990s, FERC began relinquishing NGA jurisdiction over some of these pipelines. FERC contended it still maintained authority under OCSLA; however, the Courts have ruled

DOI—MMS

Proposed Rule Stage

otherwise. In order to provide shippers with a methodology to file complaints alleging denial of access or discriminatory access, MMS is proposing regulations to fill this regulatory gap.

Timetable:

Action	Date	FR Cite
NPRM	04/06/07	72 FR 17047
NPRM Comment Period End	06/05/07	
Final Action	04/00/08	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Scott Ellis, Department of the Interior, Minerals Management Service, P.O. Box 25165, Denver, CO 80225
Phone: 303 275-7125

RIN: 1010-AD17

1563. FEDERAL SODIUM AND POTASSIUM VALUATION

Priority: Substantive, Nonsignificant

Legal Authority: Not Yet Determined

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: This rule will: (1) Create valuation rules for sodium and potassium minerals, which are currently subject to generic regulations governing solid minerals; and (2) make existing rules more specific and clear. This rule would affect all lessees because they would have to comply when computing Federal production royalties.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
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Email: sharron.gebhardt@mms.gov

RIN: 1010-AD21

1564. REDUCTION IN OIL AND GAS ROYALTY RATES IN THE OUTER CONTINENTAL SHELF UNDER THE DEEP WATER ROYALTY RELIEF ACT

Priority: Other Significant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 203; 30 CFR 260

Legal Deadline: None

Abstract: Currently MMS regulations state that a lease is not entitled to royalty suspension volume (RSV) if the lease is in a field that included a lease that produced before Deep Water Royalty Relief Act. A recent court decision held that MMS had no authority to deny royalty relief based on those circumstances. Also, where an eligible lease was placed on a field with other eligible leases, MMS regulations require that all eligible leases share the one RSV. The court held MMS has no authority to impose this restriction. Rulemaking is necessary to conform the regulations to the court decision.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	
NPRM Comment Period End	08/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
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RIN: 1010-AD29

1565. ALTERNATE ENERGY-RELATED USES ON THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 285

Legal Deadline: None

Abstract: This rulemaking is required by section 388 of the Energy Policy Act of 2005. This rule will establish a cohesive Federal permitting process for alternate energy-related uses on the Outer Continental Shelf (OCS), including renewable energy

development, and for alternate uses of existing OCS platforms. It will establish procedures for revenue sharing with affected States and granting access to the OCS for alternate energy-related uses.

Timetable:

Action	Date	FR Cite
ANPRM	12/30/05	70 FR 77345
ANPRM Comment Period End	02/28/06	
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal, State

Agency Contact: Amy White, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
Phone: 703 787-1536

RIN: 1010-AD30

1566. DEEP GAS AND OFFSHORE ALASKA PROVISIONS

Priority: Other Significant

Legal Authority: PL 109-190

CFR Citation: 30 CFR 203

Legal Deadline: Final, Statutory, February 3, 2006.

Abstract: This rule implements three new royalty relief incentives specified by the Energy Policy Act of 2005 (PL 109-190). The new incentives are: (1) A royalty suspension volume of 35 BCF for gas produced from ultra-deep (20,000 feet or more subsea) reservoirs on shallow water leases in the Gulf of Mexico; (2) extension of at least the existing deep gas incentives plus the new ultra-deep gas incentive to leases in the Gulf located in water depths between 200 and 400 meters of water; and (3) provision of pre-production royalty relief to leases in offshore Alaska when it is necessary to promote development, increased production, or production of marginal resources.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	
NPRM Comment Period End	06/00/07	
Final Rule	08/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

DOI—MMS

Proposed Rule Stage

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-AD33

1567. REVENUE SHARING FOR ALTERNATIVE USES ON THE OUTER CONTINENTAL SHELF

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-190

CFR Citation: 30 CFR 285

Legal Deadline: None

Abstract: This rule implements section 388(a)(2)(B) of the Energy Policy Act of 2005. The law requires DOI (MMS) to establish a formula for equitable distribution of 8(g) revenue (27 percent of Federal royalties) among States within 15 miles of the geographic center of a project for alternative energy projects.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	
NPRM Comment Period End	08/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Marshall B. Rose, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
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Email: marshall.rose@mms.gov

RIN: 1010-AD34

1568. VALUATION OF COAL FOR ADVANCE ROYALTY PURPOSES

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-58

CFR Citation: 30 CFR 206; 43 CFR 3483

Legal Deadline: None

Abstract: This rulemaking would comply with a requirement of the Energy Policy Act of 2005, which changes the way coal is valued on Federal leases for purposes of determining advance royalty in lieu of continued operations. This rulemaking would update the regulations to implement this change in the governing law.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State, Tribal

Agency Contact: Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
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Fax: 303 231-3781
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RIN: 1010-AD37

1569. CHANGING PROPRIETARY TERM OF CERTAIN GEOPHYSICAL INFORMATION

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331

CFR Citation: 30 CFR 251

Legal Deadline: None

Abstract: Certain vintage geophysical information can have an enhanced value by processing or reprocessing. Under current regulations, when MMS retains this information, the permittee or third party has 5 years or less to benefit from this processing or reprocessing before the proprietary term expires. Early release of such valuable information could cost the industry considerable sums of money. The proprietary term can be extended only via rulemaking. This rule would

propose changes to the requirements governing release of this information.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dave Zinzer, Department of the Interior, Minerals Management Service, 341 Elden Street, Herndon, VA 20070-4817
Phone: 703 787-1515

RIN: 1010-AD41

1570. OIL AND GAS AND SULPHUR OPERATIONS IN THE OUTER CONTINENTAL SHELF (OCS) — CORRECTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 43 UCS 1331 et seq

CFR Citation: 30 CFR 250; 30 CFR 251; 30 CFR 260; 30 CFR 270

Legal Deadline: None

Abstract: These correcting amendments would make minor technical changes to regulations that will correct various citations and typographical errors, as well as correct MMS form titles/numbers in 30 CFR 250.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cheryl Blundon, Department of the Interior, Minerals Management Service, 341 Elden Street, Herndon, VA 20070-4817
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RIN: 1010-AD42

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

Final Rule Stage

1571. TAKES VERSUS ENTITLEMENTS REPORTING
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 et seq; 43 USC 1301 et seq; 43 USC 1331 et seq; 5 USC 301 et seq

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
ANPRM	11/29/05	70 FR 71421
2nd ANPRM	04/07/06	71 FR 17774
ANPRM Comment Period End	06/06/06	
Final Action	10/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: Local, State

Agency Contact: Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
 Phone: 303 231-3211
 Fax: 303 231-3781
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RIN: 1010-AC29

1572. VALUATION OF OIL FROM INDIAN LEASES
Priority: Other Significant

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

CFR Citation: 30 CFR 206

Legal Deadline: None

Abstract: This rule would modify the regulations that establish royalty value for oil produced from Indian leases and create a new form for collecting value and differential data. These changes would decrease reliance on oil posted prices and make Indian oil royalty valuation more consistent with the terms of Indian leases. The rule will make technical changes to the existing rule. Issues related to the calculation

of "major portion" for production from these leases will be addressed by a negotiated rulemaking committee that MMS will establish.

Timetable:

Action	Date	FR Cite
ANPRM	12/20/95	60 FR 65610
NPRM	02/12/98	63 FR 7089
NPRM Comment Period Extended	04/09/98	
NPRM Comment Period End	05/13/98	
Comment Period Extended to 03/20/2000	02/28/00	65 FR 10436
Supplemental NPRM	02/13/06	71 FR 7453
Supplemental NPRM Comment Period End	04/14/06	
Final Action	09/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Tribal

Agency Contact: Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
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Related RIN: Previously reported as 1010-AC24

RIN: 1010-AD00

1573. PROTECTION OF MARINE MAMMALS AND ENDANGERED SPECIES
Priority: Other Significant

Legal Authority: 30 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: This rule would revise subpart B to require lessees to provide information on the requirements of the Endangered Species Act (ESA) and the Marine Mammal Protection Act (MMPA). It identifies environmental, monitoring, and mitigation information that lessees must submit with exploration and development and production. The proposed rule would ensure that lessees conduct their activities in a manner consistent with the provisions of the ESA and MMPA.

Timetable:

Action	Date	FR Cite
NPRM	07/06/05	70 FR 52953

Action	Date	FR Cite
NPRM Comment Period End	11/07/05	
Final Rule	05/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Kumkum Ray, Geologist, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20170
 Phone: 703 787-1604
 Fax: 703 787-1093
 Email: kumkum.ray@mms.gov
RIN: 1010-AD10

1574. REVISIONS TO RULES GOVERNING PLATFORMS AND STRUCTURES AND PIPELINES
Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1331 et seq

CFR Citation: 30 CFR 250

Legal Deadline: None

Abstract: The proposed revisions are necessary because of aging OCS infrastructure and the movement of OCS facilities into deeper waters through the use of new technology. These proposed revisions would require lease operators and pipeline right-of-way holders to: (1) Submit information on the structural integrity of their OCS platforms; (2) submit an inspection program to MMS yearly; (3) provide additional information if they propose using unbonded flexible pipe or install pipeline risers on floating platforms. The proposed rule, at the request of industry, incorporates an industry-developed document into our regulations.

Timetable:

Action	Date	FR Cite
NPRM	07/03/06	71 FR 37874
NPRM Comment Period End	09/01/06	
Final Action	07/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Larry Ake, Department of the Interior, Minerals Management Service, 381 Elden Street, Herndon, VA 20070
 Phone: 703 787-1567

RIN: 1010-AD18

DOI—MMS

Final Rule Stage

1575. REPORTING AMENDMENTS**Priority:** Substantive, Nonsignificant**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; 43 USC 1334; 44 USC 3505(a); 5 USC 301 et seq**CFR Citation:** 30 CFR 206; 30 CFR 210; 30 CFR 216; 30 CFR 218**Legal Deadline:** None**Abstract:** This rule would amend current reporting requirements to delete references to old reports, designations, systems, and codes; and add new ones as needed. MMS faces substantial risk if it does not provide regulatory authority for the current reporting scheme.**Timetable:**

Action	Date	FR Cite
NPRM	07/07/06	71 FR 38545
Final Action	06/00/07	

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

Undetermined

Agency Contact: Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3211
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Email: sharron.gebhardt@mms.gov

RIN: 1010-AD20**1576. GEOTHERMAL VALUATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1331 et seq**CFR Citation:** 30 CFR 202; 30 CFR 206; 30 CFR 210; 30 CFR 212**Legal Deadline:** None**Abstract:** The current MMS regulations for geothermal valuation and reporting must be changed to implement the recently passed Energy Policy Act of 2005. The Energy Policy Act of 2005 changes the methodology for geothermal valuation and simplifies the calculations for geothermal resources, for both direct use and electrical-generation purposes**Timetable:**

Action	Date	FR Cite
NPRM	07/21/06	71 FR 41515
Final Rule	04/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3211
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RIN: 1010-AD32**1577. DEBT COLLECTION****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 89-508**CFR Citation:** 30 CFR 218**Legal Deadline:** None**Abstract:** Current MMS regulations do not contain a debt collection rule as required by the Federal Claims Collection Act of 1966 (Pub. L. 89-508, 80 Stat. 308), as amended by the Debt Collection Act of 1982 and the Debt Collection Improvement Act of 1996. This rulemaking will satisfy those statutory requirements.**Timetable:**

Action	Date	FR Cite
Final Action	09/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Sharron Gebhardt, Lead Regulatory Specialist, Department of the Interior, Minerals Management Service, MS 302B2, P.O. Box 25165, Denver, CO 80225-0165
Phone: 303 231-3211
Fax: 303 231-3781
Email: sharron.gebhardt@mms.gov**RIN:** 1010-AD36**Department of the Interior (DOI)
Minerals Management Service (MMS)****Completed Actions****1578. OIL AND GAS WELL
CEMENTING REQUIREMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 250.198; 30 CFR 250.415**Completed:**

Reason	Date	FR Cite
Final Action	02/28/07	72 FR 8900
Final Action Effective	03/30/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Kumkum Ray
Phone: 703 787-1604
Fax: 703 787-1093

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RIN: 1010-AD19**1579. DOCUMENTS INCORPORATED
BY REFERENCE FOR OIL AND GAS
AND SULPHUR OPERATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 250**Completed:**

Reason	Date	FR Cite
Final Action	03/15/07	72 FR 12088

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Wilbon A. Rhone
Phone: 703 787-1587**RIN:** 1010-AD24**1580. ROYALTY CREDITS****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 206**Completed:**

Reason	Date	FR Cite
Withdrawn	02/01/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Sharron Gebhardt

DOI—MMS

Completed Actions

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 Email: sharron.gebhardt@mms.gov
RIN: 1010-AD38

1581. INCREASE IN MAXIMUM DAILY CIVIL PENALTY AMOUNT

Priority: Info./Admin./Other
CFR Citation: 30 CFR 250; 30 CFR 253
Completed:

Reason	Date	FR Cite
Final Action	02/28/07	72 FR 8897
Final Action Effective	03/30/07	

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Joanne McCammon
 Phone: 703 787-1292
RIN: 1010-AD39

1582. INCREASE IN MAXIMUM DAILY CIVIL PENALTY AMOUNT

Priority: Substantive, Nonsignificant
CFR Citation: 30 CFR 250; 30 CFR 253

Completed:

Reason	Date	FR Cite
Withdrawn	02/01/07	

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

Agency Contact: Joanne McCammon
 Phone: 703 787-1292
RIN: 1010-AD40
BILLING CODE 4310—MR—S

Department of the Interior (DOI)

Prerule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1583. • PLACEMENT OF COAL COMBUSTION BYPRODUCTS IN ACTIVE AND ABANDONED MINES

Priority: Other Significant
Legal Authority: 30 USC 1201 et seq
CFR Citation: 30 CFR 773; 30 CFR 779 to 780; 30 CFR 783 to 784; 30 CFR 800; 30 CFR 816 to 817; 30 CFR 874 to 875

Legal Deadline: None
Abstract: This rule would establish requirements and standards that apply when Coal Combustion byproducts are used during reclamation at a coal

mining operation permitted under the Surface Mining Control and Reclamation Act (SMCRA) or used during reclamation at an abandoned coal mining site. This rule would be based on existing authorities in SMCRA and existing permanent program regulations.

Timetable:

Action	Date	FR Cite
ANPRM	03/14/07	72 FR 12026
ANPRM Comment	05/14/07	
Period End		
NPRM	10/00/07	

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: State
Agency Contact: Dennis Rice, Regulatory Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240
 Phone: 202 208-2829
 Email: drice@osmre.gov
RIN: 1029-AC54

Department of the Interior (DOI)

Proposed Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1584. PLACEMENT OF EXCESS SPOIL

Priority: Other Significant
Legal Authority: 30 USC 1201 et seq
CFR Citation: 30 CFR 701; 30 CFR 773; 30 CFR 780 to 30 CFR 781; 30 CFR 785; 30 CFR 816 to 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	01/07/04	69 FR 1036
NPRM Comment	03/08/04	
Period End		
Second NPRM	05/00/07	

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None
Agency Contact: Dave Hartos, Physical Scientist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, Three Parkway Center, Pittsburgh, PA 15220
 Phone: 412 937-2902
 Email: dhartos@osmre.gov
RIN: 1029-AC04

1585. PERMIT APPLICATION PACKAGES
Priority: Substantive, Nonsignificant
Legal Authority: 30 USC 1201 et seq
CFR Citation: 30 CFR 740; 30 CFR, 942; 30 CFR 947
Legal Deadline: None
Abstract: The Office of Surface Mining (OSM) is proposing revisions to its regulations governing the number of copies of a permit application that must be submitted to OSM. The number is being reduced to one original and two copies in order to conform to Office of Management and Budget regulations at 5 CFR 1320.5(d)(2)(iii). Since our submission requirements are found in our regulations, rulemaking is required to make the change.

DOI—OSMRE

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: John Trelease, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240

Phone: 202 208-2783

Email: jtreleas@osmre.gov

RIN: 1029-AC51

1586. • ABANDONED MINE LAND

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

Legal Authority: 30 USC 1201 et seq**CFR Citation:** 30 CFR 773; 30 CFR 785; 30 CFR 816; 30 CFR 817; 30 CFR 870; 30 CFR 882**Legal Deadline:** None

Abstract: This rule would implement provisions of the Surface Mining Control and Reclamation Act Amendments of 2006 that revised and extended the abandoned mine land program.

Timetable:

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal, State, Tribal

Agency Contact: Fred Sherfy, AML Program Specialist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 415 Market Street, Suite 3C, Harrisburg, PA 17101

Phone: 717 782-4931

Email: fsherfy@osmre.gov

RIN: 1029-AC56

1587. • REMINING INCENTIVES**Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 800; 30 CFR 870**Legal Deadline:** None

Abstract: This rule would implement section 415 of the Surface Mining Control and Reclamation Act, which authorizes the Secretary to adopt remining incentives such as abandoned mine land (AML) fee waivers of the use of AML funds to provide bond guarantees. In each instance in which an incentive is used, the Secretary must determine, with the concurrence of the State regulatory authority, that the eligible land would not be likely to be remined and reclaimed without the incentive.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal, State

Agency Contact: Michael Bower, Program Specialist, Department of the Interior, Office of Surface Mining

Reclamation and Enforcement, Three Parkway Center, Pittsburgh, PA 15220
Phone: 412 937-2857

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Email: mbower@osmre.gov

RIN: 1029-AC57

1588. • TRIBAL PRIMACY**Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 750**Legal Deadline:** None

Abstract: This rule would establish standards governing submission and approval of a tribal regulation program submitted by an Indian tribe. Approval of a tribal program would allow the tribe to regulate surface coal mining and reclamation operations on reservation lands under the tribe's jurisdiction.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal, Tribal

Agency Contact: Willis Gainer, Director, Albuquerque Field Office, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 505 Marquette Avenue NW., Suite 1200, Albuquerque, NM 87102

Phone: 505 248-5070

Email: wgainer@osmre.gov

RIN: 1029-AC58

Department of the Interior (DOI)

Final Rule Stage

Office of Surface Mining Reclamation and Enforcement (OSMRE)

1589. ABANDONED COAL REFUSE SITES**Priority:** Other Significant**Legal Authority:** 30 USC 1201 et seq**CFR Citation:** 30 CFR 786; 30 CFR 829; 30 CFR 701**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	01/17/07	72 FR 2136
NPRM Comment Period End	03/28/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Undetermined

Agency Contact: Andrew DeVito, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, Washington, DC 22222
Phone: 202 208-2701

Email: adevito@osmre.gov

RIN: 1029-AB70

DOI—OSMRE

Final Rule Stage

1590. OWNERSHIP, CONTROL, AND TRANSFER, ASSIGNMENT, OR SALE OF PERMIT RIGHTS

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 701; 30 CFR 773; 30 CFR 774; 30 CFR 778; 30 CFR 843; 30 CFR 847

Legal Deadline: None

Abstract: This rule would amend the definitions pertaining to ownership, control, and transfer, assignment, or sale of permit rights and revise OSM's regulatory provisions governing permit eligibility determinations; improvidently issued permits; ownership or control challenges; post-permit issuance actions and requirements; transfer, assignment or sale of permit rights; application and permit information; and alternative enforcement.

Timetable:

Action	Date	FR Cite
NPRM	10/10/06	71 FR 59592
NPRM Comment Period End	12/11/06	
Final Action	02/00/08	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal, State

Agency Contact: Earl Bandy, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 2679 Regency Road, Lexington, KY 40503
Phone: 859 260-8427
Email: ebandy@osmre.gov

RIN: 1029-AC52

1591. 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
NPRM Comment Period End	06/21/99	64 FR 18585
Final Action	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Vermell Davis, Regulatory Analyst, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue NW., Washington, DC 20240

Phone: 202 208-2802
Email: gvdavis@osmre.gov

Related RIN: Previously reported as 1029-AB83

RIN: 1029-AC53

1592. • FEES, LIENS, AND MISCELLANEOUS PROVISIONS

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

Legal Authority: 30 USC 1201 et seq

CFR Citation: 30 CFR 773; 30 CFR 785; 30 CFR 816; 30 CFR 817; 30 CFR 870; 30 CFR 882

Legal Deadline: Final, Statutory, October 1, 2007.

Abstract: This rule would implement provisions of the Surface Mining Control and Reclamation Act Amendments of 2006 that require expedited implementation because of the statutory time frames. The 2006 amendments revised and extended the abandoned mine land program and its fee rate.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State

Agency Contact: Fred Sherfy, AML Program Specialist, Department of the Interior, Office of Surface Mining Reclamation and Enforcement, 415 Market Street, Suite 3C, Harrisburg, PA 17101
Phone: 717 782-4931
Email: fsherfy@osmre.gov

RIN: 1029-AC55

**Department of the Interior (DOI)
Office of Surface Mining Reclamation and Enforcement (OSMRE)**

Completed Actions

1593. REVEGETATION

Priority: Other Significant

CFR Citation: 30 CFR 816

Completed:

Reason	Date	FR Cite
Final Rule	08/30/06	71 FR 51684

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jim Fulton
Phone: 303 844-1400
Email: jfulton@osmre.gov

RIN: 1029-AC02

1594. FEE ALLOCATION RULE

Priority: Other Significant

CFR Citation: 30 CFR 870; 30 CFR 872

Completed:

Reason	Date	FR Cite
Withdrawn	02/01/07	

DOI—OSMRE

Completed Actions

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Dennis Rice
Phone: 202 208-2829
Email: drice@osmre.gov**RIN:** 1029-AC47**1595. TENNESSE FEDERAL PROGRAM****Priority:** Substantive, Nonsignificant**CFR Citation:** 30 CFR 942**Completed:**

Reason	Date	FR Cite
Final Action	03/02/07	72 FR 9616

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** State**Agency Contact:** Tim Dieringer
Phone: 865-545-4103
Email: tdieringer@osmre.gov**RIN:** 1029-AC50**BILLING CODE** 4310-05-S**Department of the Interior (DOI)
Bureau of Reclamation (RB)**

Prerule Stage

1596. REGULATING NON-CONTRACT USE OF COLORADO RIVER WATER IN THE LOWER BASIN**Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 373; 43 USC 485; 43 USC 617; 5 USC 552**CFR Citation:** 43 CFR 415**Legal Deadline:** None**Abstract:** The rule is needed to prevent non-contract use of Colorado River water and motivate non-contract well users to sign subcontracts authorizing

them to use water. Arizona, California, and Nevada all recognize that action is necessary to stop non-contract use of Colorado River water in the Lower Basin. There is no viable alternative to a rule for addressing non-contract use.

Timetable:

Action	Date	FR Cite
ANPRM	08/18/06	71 FR 47763
ANPRM Comment Period End	10/17/07	
NPRM	11/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Margot Selig,
Regional Economist, Department of the Interior, Bureau of Reclamation, Box 61470, Boulder City, NV 89006-1470
Phone: 702 293-8192**RIN:** 1006-AA50**Department of the Interior (DOI)
Bureau of Reclamation (RB)**

Proposed Rule Stage

1597. IMPLEMENTATION OF THE TRUCKEE RIVER OPERATING AGREEMENT**Priority:** Other Significant**Legal Authority:** 104 Stat 3294**CFR Citation:** 43 CFR 419**Legal Deadline:** None**Abstract:** This rule would implement the Truckee River Operating Agreement in accordance with the Truckee-Carson-Pyramid Lake Water Rights Settlement Act of 1990. The Agreement's primary purposes are to modify reservoir operations in the Truckee River basin, enhance conditions for threatened and endangered fish species, increase drought protection, improve water quality, and enhance stream flows. The draft agreement was approved by the Department of the Interior, the States of California and Nevada, the Truckee Meadows Water Authority, and the Pyramid Lake Paiute Tribe.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Kenneth Parr,
Manager, Special Projects, Department of the Interior, Bureau of Reclamation, Lahontan Basin Area Office, 705 North Plaza Street, Room 320, Carson City, NV 89701-4015
Phone: 775 882-3436**RIN:** 1006-AA48**1598. USE OF RECLAMATION LAND, FACILITIES, AND WATER BODIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 373; 43 USC 395; 43 USC 9701; PL 108-447**CFR Citation:** 43 CFR 429**Legal Deadline:** None**Abstract:** This rule will provide: (1) Notification that authorization is required to use Reclamation lands, facilities, and water bodies; (2) information on required forms and

clearer application procedures; (3) explicit application review criteria; (4) information on application fees, recovery of administrative costs, and collection of fees; (5) conditions under which costs and fees may be reduced or waived; (6) a listing of prohibited uses; and (7) a clear decisions and appeals process for decisions made under this part.

Timetable:

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

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Marian Mather,
Policy Analyst, Department of the Interior, Bureau of Reclamation, Denver Federal Center - 84-53000, Denver, CO 80225
Phone: 303 445-2895
Fax: 303 445-6690

DOI—RB

Proposed Rule Stage

Email: mmather@do.usbr.gov

RIN: 1006-AA51

1599. • RECLAMATION LOAN GUARANTEE PROGRAM**Priority:** Other Significant**Legal Authority:** PL 109-451**CFR Citation:** 43 CFR 403**Legal Deadline:** None

Abstract: Much of Reclamation's water supply infrastructure was built in the early 1900s and is at or nearing the end of its design life. In many cases, this infrastructure is in need of extraordinary maintenance work or

rehabilitation. Reclamation law assigns responsibility for these costs to the projects' beneficiaries, but these entities often cannot secure long-term financing from private lenders for these expenses. This is primarily because Reclamation holds title to the facilities, leaving the entities with little or no collateral to pledge for typical loans.

Public Law 109-451 gives the Secretary of the Interior authority to issue loan guarantees to assist in financing both rural water supply projects and extraordinary maintenance and rehabilitation. Reclamation's rule will establish the eligibility criteria and program requirements for loan guarantees.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

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

Agency Contact: Sandie Simons, Department of the Interior, Bureau of Reclamation, Denver Federal Center – 84-56000, Denver, CO 80225
Phone: 303 445-2902

RIN: 1006-AA53

Department of the Interior (DOI)
Bureau of Reclamation (RB)

Final Rule Stage

1600. INCLUSION OF HOOVER DAM UNDER 43 CFR PART 423**Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 373b; 16 USC 460**CFR Citation:** 43 CFR 421; 43 CFR 423**Legal Deadline:** None

Abstract: This rule would include Hoover Dam within the applicability of the recently-issued "Public Conduct on Bureau of Reclamation Facilities, Lands, and Waterbodies" (43 CFR part 423), which currently applies to all Reclamation facilities except Hoover Dam. Reclamation initially decided not to include the Hoover Dam area under

the new rule because that area was already subject to an existing public conduct rule, 43 CFR part 421. However, Reclamation has since determined that, primarily for reasons of consistency in agency-wide law enforcement, it will be preferable to make all Reclamation projects subject to the same set of public conduct regulations. This rule will also remove 43 CFR part 412 from the Code of Federal Regulations.

Timetable:

Action	Date	FR Cite
NPRM	09/28/06	71 FR 56923
Final Action	05/00/07	

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

Agency Contact: Gary Anderson, Policy Analyst, Department of the Interior, Bureau of Reclamation, P.O. Box 25007, Denver, CO 80225-0007
Phone: 303 445-2891
Email: ganderson@do.usbr.gov

RIN: 1006-AA52

BILLING CODE 4310-09-S

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

Prerule Stage

1601. MINING CLAIMS UNDER THE GENERAL MINING LAW; SURFACE MANAGEMENT**Priority:** Substantive, Nonsignificant**Legal Authority:** 30 USC 21 et seq; 43 USC 1701 et seq**CFR Citation:** 43 CFR 3800**Legal Deadline:** None

Abstract: This rulemaking will determine whether or to what degree the Department of the Interior will

charge fair market value for the surface use of unclaimed lands and lands where claims have been determined to be invalid for mining activities involving locatable minerals under the Mining Law.

Timetable:

Action	Date	FR Cite
ANPRM	04/00/07	

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

Agency Contact: Scott Haight, Department of the Interior, Bureau of Land Management, P.O. Box 1160, Lewistown, MT 59547
Phone: 406 538-1930
Email: scott_haight@blm.gov

RIN: 1004-AD69

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

Proposed Rule Stage

1602. OIL AND GAS LEASING IN THE NATIONAL PETROLEUM RESERVE—ALASKA

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1733; 43 USC 1740; 43 USC 6508

CFR Citation: 43 CFR 3130

Legal Deadline: None

Abstract: This rule will establish new administrative procedures for the efficient transfer, consolidation, segregation, suspension, and unitization of Federal leases in the National Petroleum Reserve in Alaska. It will implement section 347 of the Energy Policy Act of 2005.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Greg Noble, Chief, Energy Branch, Department of the Interior, Bureau of Land Management, AK-941, 6881 Abbott Loop, Anchorage, AK 99507-2599
 Phone: 907 267-1429

RIN: 1004-AD78

1603. MINERAL LANDS AVAILABLE FOR LOCATING LODE AND PLACER MINING CLAIMS AND MILL AND TUNNEL SITES; SPECIAL LAWS IN ADDITION TO FLPMA THAT REQUIRE RECORDING OR NOTICE

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 122; 30 USC 22 et seq; 30 USC 521 to 525; 30 USC 611 to 615; 30 USC 621 to 625; 43 USC 1201; 43 USC 299

CFR Citation: 43 CFR 3710; 43 CFR 3720; 43 CFR 3730; 43 CFR 3810; 43 CFR 3820; 43 CFR 3830; 43 CFR 3839

Legal Deadline: None

Abstract: This rule will amend the regulations on locating, filing, and maintaining mining claims or sites by consolidating the remaining provisions scattered in various portions of Groups 3700 and 3800 that address lands available for location of mining claims or sites, and certain statutes requiring a mining claimant to meet them in order to maintain claim.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

URL For Public Comments:

www.regulations.gov

Agency Contact: Roger A. Haskins, Mining Engineer, Department of the Interior, Bureau of Land Management, 1849 C Street NW., 501 LS, Washington, DC 20240
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RIN: 1004-AD79

1604. RIGHTS-OF-WAY, PRINCIPLES AND PROCEDURES; RIGHTS-OF-WAY UNDER THE MINERAL LEASING ACT; LINEAR RIGHT-OF-WAY RENTAL PAYMENT SCHEDULE

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1740; PL 109-58, Energy Policy Act of 2005, sec 367

CFR Citation: 43 CFR 2800; 43 CFR 2880

Legal Deadline: Final, Statutory, August 8, 2006.

Final rule required by Energy Policy Act of 2005, Sec. 267, by August 8, 2006.

Abstract: This advance notice of proposed rulemaking will seek public comments and suggestions on how to update the linear right-of-way payment schedule covering most linear rights-of-way granted under section 28 of the Mineral Leasing Act and title V of the Federal Land Policy and Management Act for facilities such as power lines, fiber optic lines, pipelines, roads, and ditches.

Timetable:

Action	Date	FR Cite
ANPRM	04/27/06	71 FR 24836
NPRM	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

URL For Public Comments:

www.regulations.gov

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RIN: 1004-AD87

1605. OIL SHALE LEASING AND OPERATIONS

Priority: Other Significant

Legal Authority: Sec. 369(d) of the Energy Policy Act of 2005

CFR Citation: 43 CFR 3900

Legal Deadline: None

Abstract: The Energy Policy Act of 2005 envisions a 3-step approach to the development of oil shale resources. The first step is the creation of a limited Research, Development, and Demonstration (RDD) Leasing Program designed to evaluate and test promising oil shale technology. Step two in the process is the completion of a Programmatic Environmental Impact Statement for leasing of Oil Shale and Tar Sands on public lands, with an emphasis on the most geologically prospective lands within the States of Colorado, Utah, and Wyoming. The third step in the process is the creation of rules regulating the leasing and development of the oil shale. This rule would create the regulations necessary to develop converted RDD leases and make commercial exploration, leasing, and development possible.

Timetable:

Action	Date	FR Cite
ANPRM	08/25/06	71 FR 50378
ANPRM Comment Period End	09/25/06	
Comment Period Extended	09/26/06	71 FR 56085
ANPRM Comment Period End	10/25/06	
NPRM	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ted A. Murphy, Division Chief—Solid Minerals—WO-320, Department of the Interior, Bureau of Land Management,

DOI—BLM

Proposed Rule Stage

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RIN: 1004-AD90

1606. NONCOMPETITIVE LEASING: FRINGE ACREAGE LEASES AND LEASE MODIFICATIONS

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

Legal Authority: 30 USC 181 et seq

CFR Citation: 43 CFR 3510

Legal Deadline: None

Abstract: This rule will amend the procedures for phosphate lease modifications to allow adjustments of lease boundaries to facilitate the ultimate maximum recovery of mineral deposits within a lease, consistent with the protection and use of other natural resources and the protection and preservation of the environment.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

URL For Public Comments:

www.regulations.gov

Agency Contact: George F. Brown, Assistant Director, Fluid Leasable Minerals, Department of the Interior, Bureau of Land Management, 1800 C Street NW., Washington, DC 20240
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RIN: 1004-AD91

1607. • REGULATORY ADVISORY COMMITTEES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC App.

CFR Citation: 43 CFR 1784

Legal Deadline: None

Abstract: This rule will amend the BLM's existing regulations regarding advisory committees to be consistent with GSA's direction for all advisory committees within the federal Government.

Timetable:

Action	Date	FR Cite
NPRM	03/00/08	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1004-AD92

1608. • COAL MANAGEMENT: LEASE MODIFICATIONS, LEASE AND LOGICAL MINING UNIT (LMU) DILIGENCE; ADVANCE ROYALTIES; ROYALTY RATES; BONDS

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

Legal Authority: 30 USC 189; 30 USC 359; 30 USC 1211; 30 USC 1251; 30 USC 1266; 30 USC 1273; 43 USC 1461; 43 USC 1733; 43 USC 1740

CFR Citation: 43 CFR 3400; 43 CFR 3430; 43 CFR 3470; 43 CFR 3480

Legal Deadline: None

Abstract: This rule will amend the coal management regulations that pertain to the administration of Federal coal leases and logical mining units (LMUs) by implementing the provisions of title D of the Energy Policy Act of 2005 (Pub.L. 109-58) that include: increasing the maximum acreage for a lease modification from 160 acres to 960 acres; new procedures for extending the life of a LMU beyond 40 years; changes in the procedures and standards for payment of advance royalty for leases ad LMUs; elimination of the requirement to submit a resource recovery and protection plan within 3 years after the issuance or establishment of an LMU; and changes in procedures and standards for bonds used to ensure payment of the remaining balance of deferred bonus bids. The rule will also clarify the royalty rate that is applicable to continuous highwall mining operations conducted on Federal coal leases.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

URL For More Information:

www.regulations.gov

Agency Contact: Bill Radden-LeSage, Mining Engineer, Department of the Interior, Bureau of Land Management, 1849 C Street NW., Washington, DC 20240

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RIN: 1004-AD93

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

Final Rule Stage

1609. OIL AND GAS ONSHORE ORDER NO. 1

Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1740

CFR Citation: 43 CFR 3164

Legal Deadline: None

Abstract: This proposed rule would clarify the schedule for submitting and

processing applications, define terms used, and introduce concepts that will make filing and processing more efficient. BLM does not intend to add significant new requirements. The rule is a joint rule with the U.S. Forest Service.

Timetable:

Action	Date	FR Cite
NPRM	07/27/05	70 FR 43349
Comment Period Extended	08/26/05	70 FR 50262
Second NPRM	03/13/06	71 FR 12656
Comment Period End	04/12/06	
Final Rule	03/07/07	72 FR 10308
Final Rule Effective	04/06/07	

DOI—BLM

Final Rule Stage

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

Agency Contact: James Burd, Natural Resource Specialist, Department of the Interior, Bureau of Land Management, MS 501 LS, 1849 C Street NW., Washington, DC 20240
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RIN: 1004-AD59
1610. GEOTHERMAL RESOURCE LEASING; GEOTHERMAL RESOURCES UNIT AGREEMENTS: UNPROVEN AREAS
Priority: Substantive, Nonsignificant

Legal Authority: 30 USC 1001 et seq; 43 USC 1740; PL 109-58, Energy Policy Act of 2005, sec 221 et seq

CFR Citation: 43 CFR 3200; 43 CFR 3280

Legal Deadline: None

Abstract: The rule will implement changes in geothermal leasing and geothermal unitization regulations—an all-competitive leasing system, new royalty and fee structures, and production incentives—required by the Energy Policy Act of 2005, and will also include some other technical changes. The Energy Policy Act of 2005 (Act), subtitle B, Geothermal Energy, requires new regulations.

Timetable:

Action	Date	FR Cite
NPRM	07/21/06	71 FR 41542
NPRM Comment Period End	09/19/06	
Final Rule	04/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** Businesses**Government Levels Affected:** None**URL For Public Comments:**

www.regulations.gov

Agency Contact: Kermit Witherbee, National Geothermal Program Manager, Department of the Interior, Bureau of Land Management, 1849 C Street NW., 501 LS, Washington, DC 20240
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RIN: 1004-AD86**1611. • INFORMATION COLLECTION**

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

Legal Authority: 44 USC 3501 et seq

CFR Citation: 43 CFR 2200; 43 CFR 2500; 43 CFR 2700; 43 CFR 2720; 43 CFR 2740; 43 CFR 2812; 43 CFR 2920; 43 CFR 2930; 43 CFR 3100; 43 CFR 3140; 43 CFR 3160; 43 CFR 3200;

Legal Deadline: None

Abstract: This rule will update information collection clearance numbers referred to throughout Chapter II of Subtitle B of Title 43 of the Code of Federal Regulations, remove outdated language, and otherwise maintain the accuracy of such references.

Timetable:

Action	Date	FR Cite
Final Action	11/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None**URL For More Information:**

www.regulations.gov

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RIN: 1004-AD94
1612. • MINERALS MANAGEMENT: GENERAL
Priority: Info./Admin./Other

Legal Authority: 31 USC 9701; 43 USC 1701 et seq

CFR Citation: 43 CFR 3000

Legal Deadline: Final, Statutory, October 1, 2007, 31 USC 9701; 43 USC 1701 et seq.

Abstract: This rule will amend the table in 43 CFR 3000.12 to adjust the fixed fees for cost recovery according to the change in the Implicit Price Deflator for Gross Domestic Product.

Timetable:

Action	Date	FR Cite
Final Action	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses**Government Levels Affected:** None**URL For More Information:**

www.regulations.gov

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RIN: 1004-AD95
1613. • PERMITS FOR RECREATION ON PUBLIC LANDS
Priority: Info./Admin./Other

Legal Authority: 43 USC 1740; 16 USC 6802

CFR Citation: 43 CFR 2930**Legal Deadline:** None

Abstract: This rule will explain that recreation use permits are used by the Bureau of Land Management to implement provisions of the Federal Lands Recreation Enhancement Act that refer to standard amenity permits and expanded amenity fees.

Timetable:

Action	Date	FR Cite
Final Action	08/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No**Government Levels Affected:** None**URL For More Information:**

www.regulations.gov

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RIN: 1004-AD96

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

Completed Actions

1614. PERMITS FOR RECREATION ON PUBLIC LANDS

Priority: Substantive, Nonsignificant

CFR Citation: 43 CFR 2930

Completed:

Reason	Date	FR Cite
NPRM	11/22/05	70 FR 70570
Comment Period Extended	01/18/06	71 FR 2899
Comment Period End	03/20/06	
Final Rule	02/21/07	72 FR 7832

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1004-AD68

1615. SEGREGATION OF LANDS PROPOSED FOR SALE

Priority: Substantive, Nonsignificant

CFR Citation: 43 CFR 2091; 43 CFR 2710

Completed:

Reason	Date	FR Cite
Final Rule	11/20/06	71 FR 67066

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1004-AD74

[FR Doc. 07-01419 Filed 04-27-07; 8:45 am]

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