

each species' range in California for the purpose of enhancing their survival.

Permit No. TE-031848

*Applicant:* Henry Ryan, Laguna Niguel, California

The applicant requests a permit to take (harass by survey, collect and sacrifice) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), vernal pool tadpole shrimp (*Lepidurus packardii*), San Diego fairy shrimp (*Brachinecta sandiegonensis*), and the Riverside fairy shrimp (*Streptocephalus woottoni*) in conjunction with surveys throughout each species' range in California for the purpose of enhancing their survival.

Permit No. TE-006559

*Applicant:* Dale Allen Powell, Riverside, California

The applicant requests a permit to take (harass by survey, collect and sacrifice) the Conservancy fairy shrimp (*Branchinecta conservatio*), longhorn fairy shrimp (*Branchinecta longiantenna*), vernal pool tadpole shrimp (*Lepidurus packardii*), San Diego fairy shrimp (*Brachinecta sandiegonensis*), and the Riverside fairy shrimp (*Streptocephalus woottoni*) in conjunction with surveys throughout each species' range in California for the purpose of enhancing their survival.

Permit No. TE-032535

*Applicant:* Thomas Edell, San Luis Obispo, California

The applicant requests a permit to take (harass by survey) the southwestern willow flycatcher (*Empidonax traillii eximius*) in conjunction with surveys throughout the species' range in California for the purpose of enhancing its survival.

Permit No. TE-814216

*Applicant:* Mark A. Holmgren, Santa Barbara, California

The permittee requests an amendment to take (locate and monitor nests) the least Bell's vireo (*Vireo bellii pusillus*) in conjunction with surveys and monitoring activities throughout the species' range in California for the purpose of enhancing its survival.

Permit No. TE-031913

*Applicant:* Morgan Ball, Santa Barbara, California

The applicant requests a permit to take (harass by survey, locate and monitor nests, capture, mark, band, and release) the southwestern willow flycatcher (*Empidonax traillii eximius*) and take (locate and monitor nests) the

least Bell's vireo (*Vireo bellii pusillus*) in conjunction with surveys and scientific research throughout each species range in California for the purpose of enhancing their survival.

Permit No. TE-781377

*Applicant:* Jonathan N. Baskin, San Marino, California

The permittee requests an amendment to take (harass by survey, capture and handle) the Mohave tui chub (*Gila bicolor mohavensis*), Owens tui chub (*Gila bicolor snyderi*), desert pupfish (*Cyprinodon macularius*), arroyo toad (*Bufo microscaphus californicus*), and desert slender salamander (*Batrachoseps aridus*) in conjunction with presence or absence surveys for the purpose of enhancing their survival throughout each species' range. The permittee would also like to take (capture and handle; collect tissue samples) the California tiger salamander (*Ambystoma californiense*) in conjunction with presence or absence surveys and genetic research in Santa Barbara County, California for the purpose of enhancing its survival.

**DATES:** October 18, 2000.

**ADDRESSES:** Written data or comments should be submitted to the Chief—Endangered Species, Ecological Services, Fish and Wildlife Service, 911 NE. 11th Avenue, Portland, Oregon 97232-4181; Fax: (503) 231-6243. Please refer to the respective permit number for each application when submitting comments. All comments received, including names and addresses, will become part of the official administrative record and may be made available to the public.

**FOR FURTHER INFORMATION CONTACT:** Documents and other information submitted with these applications are available for review, subject to the requirements of the Privacy Act and Freedom of Information Act, by any party who submits a written request for a copy of such documents within 20 days of the date of publication of this notice to the address above; telephone: (503) 231-2063. Please refer to the respective permit number for each application when requesting copies of documents.

Dated: September 8, 2000.

**Rowan W. Gould,**

*Regional Director, Region 1, Portland, Oregon.*  
[FR Doc. 00-23857 Filed 9-15-00; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Redding Rancheria Liquor Licensing Ordinance

**AGENCY:** Bureau of Indian Affairs, Interior

**ACTION:** Notice.

**SUMMARY:** This Notice publishes the Redding Rancheria Liquor Licensing Ordinance. The ordinance regulates the control of, the possession of, and the sale of liquor on the Redding Rancheria trust lands, and is in conformity with the laws of the State of California, where applicable and necessary. Although the ordinance was adopted on August 12, 1999, and amended on January 11, 2000, it does not become effective until published in the **Federal Register** because the failure to comply with the ordinance may result in criminal charges.

**DATES:** This ordinance is effective as of September 18, 2000.

**FOR FURTHER INFORMATION CONTACT:** Kaye Armstrong, Branch of Judicial Services, Division of Tribal Government Services, 1849 C Street NW, MS 4631-MIB, Washington, DC 20240-4001; telephone (202) 208-4400.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Act of August 15, 1953, Public Law 277, 67 Stat. 586, 18 U.S.C. 1161, as interpreted by the Supreme Court in *Rice v. Rehner*, 463 U.S. 713 (1983), the Secretary of the Interior shall certify and publish in the **Federal Register** notice of adopted liquor ordinances for the purpose of regulating liquor transaction in Indian country. The Redding Rancheria Licensing Ordinance, Resolution No. 08-12-99, was duly adopted by the Redding Rancheria Tribal Council on August 12, 1999. The Redding Rancheria, in furtherance of its economic and social goals, has taken positive steps to regulate retail sales of alcohol and use revenues to combat alcohol abuse and its debilitating effects among individuals and family members within the Redding Rancheria Reservation.

This notice is being published in accordance with the authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 Departmental Manual 8.

I certify that by Resolution No. 08-12-99, the Redding Rancheria Liquor Licensing Ordinance, was duly adopted by the Redding Rancheria Tribal Council on August 12, 1999.

Dated: September 6, 2000.

**Kevin Gover,**

*Assistant Secretary—Indian Affairs.*

The Redding Rancheria Liquor Licensing Ordinance, Resolution No. 08-12-99, reads as follows:

### **Redding Rancheria Liquor Licensing Ordinance**

The Redding Rancheria Indian Tribe (Tribe), a federally recognized Indian tribe hereby enacts the following ordinance to regulate and promulgate rules for issuing licenses for the sale, distribution and consumption of alcoholic beverages on the Redding Rancheria. This ordinance shall be known as the "Liquor Licensing Ordinance." This ordinance and any regulations promulgated thereunder shall constitute the entire liquor licensing regulations for the Tribe.

#### *Findings and Policy*

The Tribe finds that:

1. Under the Constitution of the Tribe, the Council is charged with the duty of protecting the health, education, and general welfare of the Tribe.

2. The introduction, possession and sale of alcoholic beverages on the Redding Rancheria are a matter of special concern to the Tribe.

3. Federal law leaves to tribes the decision regarding when and to what extent alcoholic beverage transactions shall be permitted on Indian reservations.

4. Present day circumstances make a complete ban on alcoholic beverages within the Redding Rancheria ineffective and unrealistic. At the same time, a need still exists for strict tribal regulation and control over alcoholic beverage distribution.

5. The enactment of a tribal ordinance governing alcoholic beverage sales on the reservation and providing for the purchase and sale of alcoholic beverages through tribally licensed outlets will increase the ability of the tribal government to control the distribution, sale and possession of liquor on the reservation, and at the same time will provide an important and urgently needed source of revenue for the continued operation of the tribal government and delivery of tribal governmental services.

The Council hereby declares that the policy of the Tribe is to eliminate the evils of unlicensed and unlawful manufacture, distribution, and sale of alcoholic beverages on the reservation and to promote reasonable use and consumption of alcoholic beverages by increasing tribal control over the possession and distribution of alcoholic beverages on the reservation.

Now, Therefore, Tribal Council of the Redding Rancheria hereby ordains as follows:

#### **Chapters**

1. Purpose
2. General Provisions
3. Definitions
4. Prohibition of the Unlicensed Sale of Liquor
6. Applications for Licenses
8. Issuance, Renewal and Transfer of Licenses
10. Revocation of Licenses
12. Enforcement
14. Severability
15. *Rice v. Rehner*
16. Effective Date

#### *Chapter 1. Purpose*

The purpose of this ordinance is to establish rules and regulations regarding the reasonable use and consumption of alcoholic beverages on the Redding Rancheria.

#### *Chapter 2. General Provisions*

Section 2000. *Short title.* This ordinance shall be known and cited as the "Redding Rancheria Liquor Licensing Ordinance."

Section 2100. *Purpose.* The purpose of this ordinance is to prohibit the importation, manufacture, distribution and sale of alcoholic beverages on the reservation except pursuant to a license issued by the Council under the provisions of this ordinance.

Section 2200. *Sovereign immunity preserved.* Nothing in this ordinance is intended or shall be construed as a waiver of the sovereign immunity of the Tribe. No officer or employee of the Redding Rancheria is authorized nor shall he/she attempt to waive the immunity of the Tribe under the provisions of this ordinance unless such officer or employee has an expressed and explicitly written authorization from the Council.

Section 2300. *Applicability within the reservation.* This ordinance shall apply to all persons within the boundaries of the reservation consistent with the applicable federal Indian liquor laws.

Section 2400. *Interpretation and findings.* The Redding Rancheria Tribal Council may interpret any ambiguities contained in this ordinance.

Section 2500. *Conflicting provisions.* Whenever any conflict occurs between the provisions of this ordinance or the provisions of any other ordinance of the Tribe, the stricter of such provisions shall apply.

Section 2600. *Application of 18 U.S.C. 1161.* The importation, manufacture, distribution and sale of alcoholic beverages on the reservation shall be in conformity with this

ordinance and in conformity with the laws of the State of California as that phrase or term is used in 18.U.S.C. 1161.

#### *Chapter 3. Definitions*

In construing the provisions of this ordinance, the following words or phrases shall have the meaning designated unless a different meaning is expressly provided or the context clearly indicates otherwise.

Section 3000. *Alcohol* means ethyl alcohol, hydrated oxide of ethyl or spirits of wine, from whatever source or by whatever process produced.

Section 3050. *Alcoholic beverage* includes all alcohol, spirits, liquor, wine, beer, and any liquid or solid containing alcohol, spirits wine or beer, and which contains one-half of one percent or more of alcohol by volume and which is fit for beverage purposes whether alone or when diluted, mixed, or combined with other substances. It shall be interchangeable in this ordinance with the term "liquor."

Section 3100. *Beer* shall mean any alcoholic beverage obtained by the fermentation of any infusion or decoction of barley, malt, hops, or any other similar product, or any combination thereof in water, and includes ale, porter, brown, stout, lager beer, small beer, and strong beer, and also includes sake, otherwise known as Japanese rice wine.

Section 3150. *Wine* shall mean the product obtained from the normal alcoholic fermentation of the juice of the grapes or other agricultural products containing natural or added sugar or any such alcoholic beverage to which is added grape brandy, fruit brandy, or spirits of wine, which is distilled from the particular agricultural product or products of which the wine is made, and other rectified wine products.

Section 3200. *Distilled spirits* shall mean any alcoholic beverage obtained by the distillation of fermented agricultural products, and includes alcohol for beverage use, spirits of wine, whiskey, rum, brandy, and gin, including all dilutions and mixtures thereof.

Section 3250. *Importer* means any person who introduces alcohol or alcoholic beverages into the Redding Rancheria from outside the exterior boundaries of the reservation for the purpose of sale or distribution within the reservation; provided, however, the term importer as used herein shall not include a wholesaler licensed by any state or tribal government selling alcoholic beverages to seller licensed by a state or tribal government to sell at retail.

Section 3300. *Liquor license* shall mean a license issued by the Redding Rancheria Tribal Council under the provisions of this ordinance authorizing the sale, manufacture, or importation of alcoholic beverages on or within the reservation consistent with federal law.

Section 3350. *Manufacturer* shall mean any person engaged in the manufacture of alcohol or alcoholic beverages.

Section 3400. *Person* shall mean any individual, whether Indian or non-Indian, receiver, assignees, trustee in bankruptcy, trust, estate, firm, partnership, joint corporation, association, society, or any group of individuals acting as a unit, whether mutual, cooperative, fraternal, non-profit or otherwise, and any other Indian tribe, band or group, whether recognized by the United States Government or otherwise. The term shall also include the businesses of the Tribe. It shall be interchangeable in this ordinance with the term "seller" or "licensee."

Section 3450. *Reservation* shall mean all lands within the boundaries of the Redding Rancheria and such other lands as may hereafter be acquired by the Tribe, whether within or without said boundaries, under any grant, transfer, purchase, gift, adjudication, executive order, Act of Congress, or other means of acquisition.

Section 3500. *Sale* shall mean the exchange of property and/or any transfer of the ownership of, title to, or possession of property for a valuable consideration, exchange or barter, in any manner or by any means whatsoever. It includes conditional sales contracts, leases with options to purchase, and any other contract under which possession of property is given to the purchaser, buyer, or consumer but title is retained by the vendor, retailer, manufacturer, or wholesaler, as security for the payment of the purchase price. Specifically, it shall include any transaction whereby, for any consideration, title to alcoholic beverages is transferred from one person to another, and includes the delivery of alcoholic beverages, or soliciting or receiving such beverages, distilled spirits, beer, or wine.

Section 3550. *Seller* shall mean any person whom, while within the boundaries of the reservation, sells, solicits or receives an order for any alcohol, alcoholic beverages, distilled spirits, beer, or wine.

Section 3600. *Tribal Council* or *Council* shall mean the Redding Rancheria Tribal Council.

#### *Chapter 4. Prohibition of the Unlicensed Sale of Liquor*

Section 4000. *Prohibition of the Unlicensed Sale of Liquor*. No person shall import for sale, manufacture, distribute or sell any alcoholic beverages within the reservation without first applying for and obtaining a written license from the Council issued in accordance with the provisions of this ordinance.

Section 4100. *Authorization to Sell Liquor*. Any person applying for and obtaining a liquor license under the provisions of this ordinance shall have the right to engage only in those liquor transactions expressly authorized by such license and only at those specific places or areas designated in said license.

Section 4200. *Types of Licenses*. The Council shall have the authority to issue the following types of liquor licenses within the reservation:

(a) *Retail on-sale general license*. A license authorizing the applicant to sell alcoholic beverages at retail to be consumed by the buyer only on the premises or at the location designated in the license;

(b) *Retail on-sale beer and wine license*. A license authorizing the applicant to sell beer and wine at retail to be consumed by the buyer only on the premises or at the location designated in the license;

(c) *Retail off-sale general license*. A license authorizing the applicant to sell alcoholic beverages at retail to be consumed by the buyer off of the premises or at a location other than the one designated in the license;

(d) *Retail off-sale beer and wine license*. A license authorizing the applicant to sell beer and wine at retail to be consumed by the buyer off of the premises or at a location other than the one designated in the license; and (e) *Manufacturers license*. A license authorizing the applicant to manufacture alcoholic beverages for the purpose of sale on the reservation.

#### *Chapter 6. Application for Licenses*

Section 6000. *Application form and content*. An application for a license shall be made to the Council and shall contain the following information:

(a) The name and address of the applicant. In the case of a corporation, the names and addresses of all of the principal officers, directors and stockholders of the corporation. In the case of a partnership, the name and address of each partner;

(b) The specific area, location and/or premises for which the license is applied for;

(c) The type of liquor transaction applied for (i.e., retail on-sale general license, etc.);

(d) Whether the applicant has a state liquor license;

(e) A statement by the applicant to the effect that the applicant has not been convicted of a felony and has not violated and will not violate or cause or permit to be violated any of the provisions of this ordinance or any of the provisions of the California Alcoholic Beverage Control Act;

(f) The signature and fingerprint of the applicant. In the case of a partnership, the signature and fingerprint of each partner. In the case of a corporation, the signature and fingerprint of each of the officers of the corporation under the seal of the corporation; and

(g) The application shall be verified under oath, notarized and accompanied by the license fee required by this ordinance.

Section 6100. *Fee accompanying application*. The Council shall by resolution establish a fee schedule for the issuance, renewal and transfer of the following types of licenses:

(a) Retail on-sale general license;

(b) Retail on-sale beer and wine license;

(c) Retail off-sale general license;

(d) Retail off-sale beer and wine liquor; and

(e) Manufacturers license.

Section 6200. *Investigation; denial of application*. Upon receipt of an application for the issuance, transfer or renewal of a license and the application fee required herein, the Council shall make a thorough investigation to determine whether the applicant and the premises for which a license is applied for qualify, whether the provisions of this ordinance have been complied with, and shall investigate all matters connected therewith which may affect the public welfare and morals. The Council shall deny an application for issuance, renewal or transfer of a license if either the applicant or the premises for which a license is applied for does not qualify for a license under this ordinance, or if the applicant has misrepresented any facts in the application or given any false information to the Council in order to obtain a license.

The Council further may deny any application for issuance, renewal or transfer of a license if the Council cannot make the findings required by Section 8100 of this ordinance or the Council finds that the issuance of such a license would tend to create a law enforcement problem, or if issuance of said license would be a detriment to the

health, safety and welfare of the Tribe or its members.

*Chapter 8. Issuance, Renewal and Transfer of Licenses*

Section 8000. *Public hearing.* Upon receipt of an application for issuance, renewal or transfer of a license, and the payment of all fees required under this ordinance, the Secretary of the Council shall set the matter for a public hearing. Notice of the time and place of the hearing shall be given to the applicant and the public at least ten (10) calendar days before the hearing. Notice shall be given to the applicant by prepaid U.S. mail at the address listed in the application. Notice shall be given to the public by publication in a newspaper of general circulation sold on the reservation. The notice published in the newspaper shall include the name of the applicant and the type of license applied for and a general description of the area where liquor will be sold. At the hearing, the Council shall hear from any person who wishes to speak for or against the application. The Council shall have the authority to place time limits on each speaker and limit or prohibit repetitive testimony.

Section 8100. *Council action on the application.* Within thirty (30) days of the conclusion of the public hearing, the Council shall act on the matter. The Council shall have the authority to deny, approve or approve with conditions the application. Before approving the application, the Council shall find: (1) that the site for the proposed premises has adequate parking, lighting, security and ingress and egress so as not to adversely affect adjoining properties or businesses, and (2) that the sale of alcoholic beverages at the proposed premises is consistent with the Tribe's Zoning Ordinance.

Upon approval of an application, the Council shall issue a license to the applicant in a form to be approved from time-to-time by the Council by resolution. All businesses shall post their tribal liquor licenses issued under this ordinance in a conspicuous place upon the premises where alcoholic beverages are sold, manufactured or offered for sale.

Section 8200. *Multiple locations.* Each license shall be issued to a specific person. Separate licenses shall be issued for each of the premises of any business establishment having more than one location. In the case of the sale of alcoholic beverages on boats, a separate license shall be issued for each boat regardless of the fact that the boats are moored at one location or owned by one person.

Section 8300. *Term of license. Temporary licenses.* All licenses issued by the Council shall be issued on a calendar year basis and shall be renewed annually; provided, however, that the Council may issue special licenses for the sale of alcoholic beverage on a temporary basis for premises temporarily occupied by the licensee for a picnic, social gathering or similar occasion at a fee to be established by the Council by resolution.

Section 8400. *Transfer of licenses.* Each license issued or renewed under this ordinance is separate and distinct and is transferable from the licensee to another person and/or from one premises to another premises only with the approval of the Council. The Council shall have the authority to approve, deny or approve with conditions any application for the transfer of any license. In the case of a transfer to a new person, the application for transfer shall contain all of the information required of an original applicant under Section 6000 of this ordinance. In the case of a transfer to a new location, the application shall contain an exact description of the location where the alcoholic beverages are proposed to be sold.

*Section 10. Revocation of Licenses*

Section 10000. *Revocation of license.* The Council shall revoke a license upon any of the following grounds:

- (a) The misrepresentation of a material fact by an applicant in obtaining a license or a renewal thereof;
- (b) The violation of any condition imposed by the Council on the issuance, transfer or renewal of license;
- (c) A plea, verdict, or judgment of guilty, or the plea of nolo contendere to any public offense involving moral turpitude under any federal or state law prohibiting or regulating the sale, use, possession, or giving away of alcoholic beverages or intoxicating liquors;
- (d) The violation of any tribal ordinance; and

(e) The failure to take reasonable steps to correct objectionable conditions on the licensed premises or any immediate adjacent area leased, assigned or rented by the licensee constituting a nuisance within a reasonable time after receipt of a notice to make such corrections has been received from the Council or its authorized representative.

Section 10100. *Accusations.* The Council on its own motion through the adoption of an appropriate resolution meeting the requirements of this section or any person may initiate revocation proceedings by filing an accusation with the Secretary of the Council.

(a) The accusation shall be in writing and signed by the maker, and shall state facts showing that there are specific grounds under this ordinance which would authorize the Council to revoke the license or licenses of the licensee against whom the accusation is made.

(b) Upon receipt of an accusation, the Secretary of the Council shall cause the matter to be set for a hearing before the council.

(c) Thirty (30) days prior to the date set for the hearing, the Secretary shall mail a copy of the accusation along with a notice of the day and time of the hearing before the Council. The notice shall command the licensee to appear and show cause why the licensee's license should not be revoked. The notice shall state that the licensee has the right to file a written response to the accusation, verified under oath and signed by the licensee 10 days prior to the hearing date.

Section 10200. *Hearing.* Any hearing held on any accusation shall be held before a majority of the Council under such rules of procedure as it may adopt. Both the licensee and the person filing the accusation, including the Tribe, shall have the right to present witnesses to testify and to present written documents in support of their positions to the Council. The Council shall render its decision within sixty (60) days after the date of the hearing. The decision of the Council shall be final and non-appealable.

*Chapter 12. Enforcement*

Section 12000. *General Penalties.* Any person adjudged to be in violation of this ordinance shall be subject to a civil penalty of not more than Five Hundred Dollars (\$500) for each such violation. The Council may adopt by resolution a separate schedule of fines for each type of violation, taking into account its seriousness and the threat it may pose to the general health and welfare of tribal members. Such schedule may also provide, in the case of repeated violations, for imposition of monetary penalties greater than the Five Hundred Dollars (\$500) limitation set forth above. The penalties provided for herein shall be in addition to any criminal penalties which may hereafter be imposed under a separate ordinance adopted by the Council.

The penalties provided for herein shall be in addition to any criminal penalties which may hereafter be imposed in conformity with federal law by separate chapter of provision of this ordinance or by a separate ordinance of the Redding Rancheria Code.

Section 12100. *Initiation of action.* Any violation of this ordinance shall

constitute a public nuisance. The Council may initiate and maintain an action in tribal court or any court of competent jurisdiction to abate and permanently enjoin any nuisance declared under this ordinance. Any action taken under this section shall be in addition to any other penalties provided for this ordinance.

#### Chapter 14. Severability

If any part or provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance, including the application of such part or provision to persons or circumstances, shall not be affected thereby and shall continue in full force and effect. To this end, the provisions of this ordinance are severable.

#### Chapter 15. *Rice v. Rehner*

All provisions of this ordinance shall comply with the ruling of the United States Supreme Court Case, *Rice v. Rehner* (463 U.S. 713 1983).

#### Chapter 16. *Effective Date*

This ordinance shall be effective on such date as the Secretary of the Interior certifies this ordinance and publishes the same in the **Federal Register**.

[FR Doc. 00-23915 Filed 9-15-00; 8:45 am]

**BILLING CODE 4310-02-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[OR-020-1020-DE; G 0-0365]

#### Meeting Notice for the Southeast Oregon Resource Advisory Council

**AGENCY:** Bureau of Land Management (BLM), Burns District.

**SUMMARY:** The Southeast Oregon Resource Advisory Council (SEORAC) will meet at the Bureau of Land Management (BLM), Lakeview Interagency Office, HC 10 Box 337, 1300 South "G" Street, Lakeview, Oregon, 97630, 8 a.m. to 5 p.m., Pacific Daylight Time (PDT), on Thursday, October 19, 2000, and conduct a resource-related field tour from 8 a.m. to 4 p.m., PDT, on Friday, October 20, 2000. Topics to be discussed by the Council include the Lakeview Resource Management Plan update, the Steens Mountain Designation update, Wild Horse and Burro funding/priorities, Fremont National Forest road maintenance, set dates for SEORAC 2001 meetings, and such other matters as may reasonably come before the Council. The entire meeting is open to the public. Public comment is scheduled for 11 a.m. to

11:30 a.m., PDT, on Thursday, October 19, 2000.

#### FOR FURTHER INFORMATION CONTACT:

Additional information concerning the SEORAC may be obtained from Holly LaChapelle, Resource Assistant, Burns District Office, HC 74-12533 Hwy 20 West, Hines, Oregon, 97738, (541) 573-4501, or [Holly\\_LaChapelle@or.blm.gov](mailto:Holly_LaChapelle@or.blm.gov) or from the following web site <<http://www.or.blm.gov/SEOR-RAC>>.

Dated: September 11, 2000.

**Thomas H. Dyer,**

*Burns District Manager.*

[FR Doc. 00-23878 Filed 9-15-00; 8:45 am]

**BILLING CODE 4310-33-M**

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### 60-Day Notice of Intent To Renew Request for Clearance of Information Collection, Backcountry Use Permit, Opportunity for Public Comment

**AGENCY:** National Park Service, Interior.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Public Law 104-13, 44 U.S.C. 3507) the National Park Service (NPS) invites public comment on a request for renewal of the information collection requirements of NPS Standard Form 10-404, Backcountry Use Permit. The Permit was initially authorized under OMB Control No. 1024-0022. The Backcountry Use Permit is the primary form used to provide access into NPS backcountry areas including those areas that require a reservation to enter or where use limits are imposed in accordance with other NPS regulations. Such permitting enhances hazard warnings, search and rescue efforts and resource protection.

**DATES:** Public comments will be accepted until November 17, 2000.

**ADDRESSES:** Send comments to Kym Hall, National Park Service, Ranger Activities Division, 1849 C Street NW, Room 7413, Washington, D.C. 20240. Fax: (202) 208-6756. All responses to this notice will be summarized and included in the request for Office of Management and Budget (OMB) approval.

**FOR FURTHER INFORMATION:** Or to receive a copy, free of charge, of the proposed information collection document (Backcountry Use Permit) contact Kym Hall, Regulations Program Manager, at (202) 208-4206 or email [Kym\\_Hall@nps.gov](mailto:Kym_Hall@nps.gov).

**SUPPLEMENTARY INFORMATION:** In 1976, the NPS initiated a backcountry registration system in accordance with the regulations found at 36 CFR 1.5, 1.6 and 2.10. The objective of the backcountry use permit system is to provide campers access to backcountry areas of national parks with continuing opportunities for solitude, while enhancing resource protection and providing a means of disseminating public safety messages regarding backcountry travel.

NPS backcountry program managers, by designating access routes and overnight camping locations, can redistribute campers in response to user impact, high fire danger, flood or wind hazard, bear activity or other situations that may temporarily close a portion of the backcountry. The NPS may also use the permit system as a means of ensuring that each backcountry user receives up-to-date information on backcountry sanitation procedures, food storage, wildlife activity, trail conditions and weather projections so that concerns for visitor safety are met.

The Backcountry Use Permit is an extension of the NPS statutory authority responsibility to protect the park areas it administers and to manage the public use thereof (16 U.S.C., Sections 1 and 3). NPS regulations codified in 36 CFR Parts 1 through 7, 12, and 13, are designed to implement statutory mandates that provide for resource protection and public enjoyment.

*Estimated annual number of respondents:* 295,339.

*Estimated annual number of responses:* 295,339.

*Estimated average burden hours per response:* 5 minutes.

*Estimated frequency of response:* The collection information must be provided each time a visitor or group wants to enter into the park's backcountry overnight. Frequency of response will depend on number of visits to a park annually.

*Estimated annual reporting burden:* 24,612 hours per year.

The NPS specifically invites public comments as to:

- Whether the collection of information is necessary for the proper performance of the functions of the Service, including whether the information will have practical utility;
- The accuracy of the Service's estimate of the burden of the collection of information, including the validity of the methodology and assumptions used;
- The quality, utility, and clarity of the information to be collected; and
- How to minimize the burden of the collection of information on those who are to respond, including the use of