

Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule and application period; correction.

SUMMARY: This document corrects the final rule for the License Limitation Program by adding an Office of Management and Budget (OMB) control number to § 902.1. The OMB control number was inadvertently omitted from the final rule implementing Amendment 4 to the Fishery Management Plan for the Scallop Fishery off Alaska.

DATES: Effective January 16, 2001.

FOR FURTHER INFORMATION CONTACT: Gretchen Harrington, 907-586-7228.

SUPPLEMENTARY INFORMATION: The final rule for Fisheries of the Exclusive Economic Zone off Alaska; License Limitation Program for the Scallop Fishery (65 FR 78110, December 14, 2000) established permit requirements to implement Amendment 4 to the Fishery Management Plan for the Scallop Fishery off Alaska. The permit requirements were approved by OMB but the control number was not added to § 902.1(b).

Correction

In rule FR Doc 00-31649, published on December 14, 2000 (65 FR 78110) make the following correction. On page 78115, in the third column, after the signature, add the following text:

For reasons set out in the preamble, 15 CFR part 902, is amended as follows:

PART 902—NOAA INFORMATION COLLECTION REQUIREMENTS UNDER THE PAPERWORK REDUCTION ACT: OMB CONTROL NUMBERS

1. The authority citation for part 902 continues to read as follows:

Authority: 44 U.S.C. 3501 *et seq.*

2. In § 902.1, the table in paragraph (b) under 50 CFR is amended by adding in numerical order an entry for § 679.4(g) with a new OMB control number to read as follows:

§ 902.1 OMB control numbers assigned pursuant to the Paperwork Reduction Act.

*	*	*	*	*
(b) * * *				

CFR part or section where the information collection requirement is located	Current OMB control number the information (All numbers begin with 0648-)
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CFR part or section where the information collection requirement is located	Current OMB control number the information (All numbers begin with 0648-)
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679.4 (g) * * * * *	-0420 * * * * *

Dated: January 8, 2001.
William T. Hogarth,
Deputy Assistant Administrator for Fisheries, National Marine Fisheries Service.
 [FR Doc. 01-1214 Filed 1-12-01; 8:45 am]
BILLING CODE: 3510-22-S

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 381

[Docket No. RM01-3-000]

Annual Update of Filing Fees

January 9, 2001.

AGENCY: Federal Energy Regulatory Commission (DOE).

ACTION: Final rule; annual update of Commission filing fees.

SUMMARY: In accordance with § 381.104 of the Commission's regulations, the Commission issues this update of its filing fees. This notice provides the yearly update using data in the Commission's Payroll Utilization Reporting System and the Commission's Management, Administrative, and Payroll System to calculate the new fees. The purpose of updating is to adjust the fees on the basis of the Commission's costs for Fiscal Year 1999.

EFFECTIVE DATE: February 15, 2001.

FOR FURTHER INFORMATION CONTACT: Troy Cole, Office of the Executive Director, Federal Energy Regulatory Commission, 888 First Street, NE., Room 42-66, Washington, DC 20426, 202-219-2970.

SUPPLEMENTARY INFORMATION: In addition to publishing the full text of this document in the **Federal Register**, the Commission also provides all interested persons an opportunity to inspect or copy the contents of this document during normal business hours in the Public Reference Room at 888 First Street, NE., Room 2A, Washington, DC 20426.

The Commission Issuance Posting System (CIPS) provides access to the texts of formal documents issued by the Commission. CIPS can be accessed via Internet through FERC's Home Page (<http://www.ferc.fed.us>) using the CIPS link or the Energy Information Online icon. The full text of this document will be available on CIPS in ASCII, WordPerfect 6.1 and WordPerfect 8.0 format. User assistance is available at 202-208-2222 or by E-mail to CipsMaster@ferc.fed.us.

This document is also available through the Commission's Records and Information Management System (RIMS), an electronic storage and retrieval system of documents submitted to and issued by the Commission after November 16, 1981. Documents from November 1995 to the present can be viewed and printed. RIMS is available in the Public Reference Room or remotely via Internet through FERC's Homepage using the RIMS link or the Energy Information Online icon. User assistance is available at 202-208-2222, or by E-mail to RimsMaster@ferc.fed.us.

Finally, the complete text on diskette in WordPerfect format may be purchased from the Commission's copy contractor, RVJ International, Inc. RVJ International, Inc., is located in the Public Reference Room at 888 First Street, NE., Washington, DC 20426.

The Federal Energy Regulatory Commission (Commission) is issuing this notice to update filing fees that the Commission assesses for specific services and benefits provided to identifiable beneficiaries. Pursuant to § 381.104 of the Commission's regulations, the Commission is establishing updated fees on the basis of the Commission's Fiscal Year 1999 costs. The adjusted fees announced in this notice are effective February 15, 2001. The Commission has determined with the concurrence of the Administrator of the Office of Information and Regulatory Affairs of the Office of Management and Budget, that this final rule is not a major rule within the meaning of section 251 of Subtitle E of SBREFA. [5 U.S.C. § 804(2)] The Commission is submitting this final rule to both Houses of Congress and to the Comptroller General.

The new fee schedule is as follows:

Fees Applicable to the Natural Gas Policy Act

1. Petitions for rate approval pursuant to 18 CFR 284.123(b)(2). (18 CFR 381.403): \$7,840.

Fees Applicable to General Activities

1. Petition for issuance of a declaratory order (except under Part I of the Federal Power Act). (18 CFR 381.302(a)): \$15,760.

2. Review of a Department of Energy remedial order:

Amount in controversy

\$0–9,999. (18 CFR 381.303(b)): \$100.
\$10,000–29,999. (18 CFR 381.303(b)): \$600.
\$30,000 or more. (18 CFR 381.303(a)):
\$23,010.

3. Review of a Department of Energy denial of adjustment:

Amount in controversy

\$0–9,999. (18 CFR 381.304(b)): \$100.
\$10,000–29,999. (18 CFR 381.304(b)): \$600.
\$30,000 or more. (18 CFR 381.304(a)):
\$12,060.

4. Written legal interpretations by the Office of General Counsel. (18 CFR 381.305(a)): \$4,520.

Fees Applicable to Natural Gas Pipelines

1. Pipeline certificate applications pursuant to 18 CFR 284.22. (18 CFR 381.207(b)): \$1,000.

Fees Applicable to Cogenerators and Small Power Producers

1. Certification of qualifying status as a small power production facility. (18 CFR 381.505(a)): \$13,550.

2. Certification of qualifying status as a cogeneration facility. (18 CFR 381.505(a)): \$15,340.

3. Applications for exempt wholesale generator status. (18 CFR 381.801): \$1,310.

List of Subjects in 18 CFR Part 381

Electric power plants, Electric utilities, Natural gas, Reporting and recordkeeping requirements.

Thomas R. Herlihy,

Executive Director and Chief Financial Officer.

In consideration of the foregoing, the Commission amends Part 381, Chapter I, Title 18, *Code of Federal Regulations*, as set forth below.

PART 381—FEES

1. The authority citation for Part 381 continues to read as follows:

Authority: 15 U.S.C. 717–717w; 16 U.S.C. 791–828c, 2601–2645; 31 U.S.C. 9701; 42 U.S.C. 7101–7352; 49 U.S.C. 60502; 49 App. U.S.C. 1–85.

§ 381.302 [Amended]

2. In § 381.302, paragraph (a) is amended by removing “\$14,710” and inserting “\$15,760” in its place.

§ 381.303 [Amended]

3. In § 381.303, paragraph (a) is amended by removing “\$21,470” and inserting “\$23,010” in its place.

§ 381.304 [Amended]

4. In § 381.304, paragraph (a) is amended by removing “\$11,260” and inserting “\$12,060” in its place.

§ 381.305 [Amended]

5. In § 381.305, paragraph (a) is amended by removing “\$4,220” and inserting “\$4,520” in its place.

§ 381.403 [Amended]

6. Section 381.403 is amended by removing “\$7,320” and inserting “\$7,840” in its place.

§ 381.505 [Amended]

7. In § 381.505, paragraph (a) is amended by removing “\$12,650” and inserting “\$13,550” in its place and by removing “\$14,320” and inserting “\$15,340” in its place.

§ 381.801 [Amended]

8. Section 381.801 is amended by removing “\$1,530” and inserting “\$1,310” in its place.

[FR Doc. 01–1149 Filed 1–12–01; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

25 CFR Part 151

RIN 1076–AD90

Acquisition of Title to Land in Trust

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Final rule.

SUMMARY: This rule revises and clarifies the procedures used by Indian tribes and individuals to request the Secretary of the Interior to acquire title to land into trust on their behalf. It describes the criteria that the Secretary will use in determining whether to exercise his or her authority to accept title to land to be held in trust for the benefit of Indian tribes and individuals. This rule also describes the procedure for mandatory acquisitions of title and establishes a process to address the difficulties encountered by Indian tribes which have no reservation, have no trust land or have trust land the character of which renders it incapable of being developed.

DATES: Effective February 15, 2001.

FOR FURTHER INFORMATION CONTACT: Questions concerning this rule should be directed to: Terry Virden, Director, Office of Trust Responsibilities, Mail Stop: 4513–MIB, 1849 C Street NW., Washington, DC 20240; telephone: 202–208–5831; electronic mail: TerryVirden@BIA.GOV.

SUPPLEMENTARY INFORMATION: The regulation makes more clear the process that is followed by the Secretary in the

exercise of this discretionary authority. The regulation also makes clear that we will follow a process which reflects (1) a presumption in favor of the acquisition of trust title when an application involves title to lands located inside the boundaries of a reservation (“on-reservation lands”), and (2) a more demanding standard for the acquisition of title when the application involves title to lands located outside the boundaries of a reservation (“off-reservation lands”). The delineation of these differing processes will better enable the Secretary to carry out the responsibility for assisting Indian tribes in re-establishing jurisdiction over land located within their own reservations. It also creates a framework that more adequately addresses concerns non-Indian governments may have about the potential ramifications of placing off-reservation lands into trust.

This regulation also describes the procedure for mandatory acquisitions of title. The general statutory authority giving the Secretary discretion to acquire title to lands in trust is found in section 5 of the Indian Reorganization Act (IRA) of 1934, 25 U.S.C. 465. Occasionally, Congress enacts more narrow legislation granting the Secretary discretionary authority to acquire title to land into trust for some specific purpose. Acquisitions of trust title under the IRA and other more narrow statutes that grant discretionary authority to the Secretary are referred to as “discretionary acquisitions” of title. Mandatory acquisitions of title are those that Congress has directed the Secretary to complete by removing any discretion in the administrative decision making process. The processing of these mandated acquisitions has not always been well-understood. The rule identifies the types of acquisitions that we consider mandatory and defines the process by which we acquire the title.

Finally, this regulation establishes a process to address the unique difficulties encountered by Indian tribes which have no reservations, have no trust land or have trust land the character of which renders it incapable of being developed. The process enables such tribes to designate a “Tribal Land Acquisition Area” (TLAA) in which it plans to acquire land. The TLAA requires approval of the Secretary and, when approved, will enable the tribe to acquire title to the lands within the TLAA into trust under the on-reservation provision of this regulation for a prescribed period of time.

On April 12, 1999, the proposed rule for the acquisition of title to land in trust was published in the **Federal**