

Division of Scientific Authority must determine that the export will not be detrimental to the survival of the species, and the Division of Management Authority must be satisfied that the American ginseng roots to be exported were legally acquired.

Since the inclusion of American ginseng in CITES Appendix II, the Divisions of Scientific Authority and Management Authority have issued findings on a State by State basis. To determine whether or not to approve exports of American ginseng, the Division of Scientific Authority has annually reviewed available information from various sources (other Federal agencies, State regulatory agencies, industry and associations, nongovernmental organizations, and academic researchers) on the biology and trade status of the species. After a thorough review, the Division of Scientific Authority makes a non-detriment finding and the Division of Management Authority makes a legal acquisition finding on the export of American ginseng to be harvested during the year in question. From 1999 through 2004, the Division of Scientific Authority included in its non-detriment finding for the export of wild (including wild-simulated and woodsgrown) American ginseng roots an age-based restriction (*i.e.*, plants must be at least 5 years old). In 2005, the Division of Scientific Authority included in its non-detriment findings for the export of wild American ginseng roots an age-based restriction that plants must be at least 10 years old, and for the export of wild-simulated and woodsgrown American ginseng roots that plants must be at least 5 years old.

States with harvest programs for wild and/or artificially propagated American ginseng are: Alabama, Arkansas, Georgia, Idaho, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Michigan, Minnesota, Missouri, New York, North Carolina, North Dakota, Ohio, Oregon, Pennsylvania, Tennessee, Vermont, Virginia, Washington, West Virginia, and Wisconsin.

The Divisions of Scientific Authority and Management Authority will host an American ginseng workshop from January 31 through February 2, 2006, in Moon Township, Pennsylvania, with representatives of State and Federal agencies that regulate the species, to discuss the status and management of American ginseng and the CITES export program for the species. This workshop will provide an important opportunity for representatives of the States and Federal agencies to discuss and consider improvements to the CITES export program for this species. Except for

sessions on January 31 at this location, and the two public meetings on other dates in other locations (see Public Meetings), this meeting will be closed to the public.

Information from the 2006 U.S. Fish and Wildlife Service's American ginseng workshop will be available in April 2006 upon request from the Division of Scientific Authority or the Division of Management Authority (see **FOR FURTHER INFORMATION CONTACT**); a copy of the workshop report will also be available from our Web site at: <http://www.fws.gov/international/animals/ginindx/.html>.

#### Public Meetings

At the January 31, 2006, Moon Township (Pittsburgh) meeting, we invite the public to listen to academic and federal researchers present their current research on American ginseng from 8 a.m. to 12:30 p.m.; representatives of the American ginseng industry and other stakeholders will speak from 1:30 to 2:30. This will be the only meeting and location at which the public can hear these presentations. After the morning's presentations, from 2:30 p.m. to 6 p.m., we will hold an open public meeting (a listening session) to hear from people involved or interested in American ginseng harvest and trade. We are particularly interested in obtaining any current information on the status of American ginseng in the wild, or other pertinent information that would contribute to improve the CITES export program for this species. We will discuss the Federal regulatory framework for the export of American ginseng and how these regulations control the international trade of this species. We will also discuss the different CITES definitions as they are applied to American ginseng grown under different production systems and how these systems affect the export of American ginseng roots.

The two open public meetings that follow the January meeting, on February 10 and February 15, 2006 (in Asheville and Indianapolis, respectively—see **DATES** and **ADDRESSES**), will also be open public meetings to hear from people involved or interested in American ginseng harvest and trade.

You may get directions to the meeting locations from the Division of Scientific Authority or the Division of Management Authority (see **FOR FURTHER INFORMATION CONTACT** or **ADDRESSES**). Persons planning to attend the January 31, 2006 meeting who require interpretation for the hearing impaired must notify the Division of Scientific Authority by January 23, 2006; for the other two meetings, please

notify the Division of Scientific Authority as soon as possible (see **FOR FURTHER INFORMATION CONTACT**).

#### Author

The primary author of this notice is Patricia Ford, the Division of Scientific Authority, U.S. Fish and Wildlife Service.

Dated: December 20, 2005.

**Marshall P. Jones, Jr.**,

*Acting Director, Fish and Wildlife Service.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Public Comment About Congressionally Mandated Study of Energy Rights-of-Way on Tribal Lands

**AGENCY:** Office of Indian Energy and Economic Development, Interior.

**ACTION:** Notice of request for public comment.

**SUMMARY:** Section 1813 of the Energy Policy Act of 2005 (Pub. L. 109-58) requires the Department of the Interior (DOI) and Department of Energy to provide Congress with a study regarding energy rights-of-way on tribal lands. The study is due to Congress by August 7, 2006. The Departments are interested in receiving comments from the public about how to proceed with implementing section 1813.

**DATES:** Comments are due on or before January 20, 2006.

**ADDRESSES:** Send written comments by regular mail to Attention: Section 1813 ROW Study, Office of Indian Energy and Economic Development, 1849 C St., NW., Mail Stop 2749-MIB, Washington, DC, 20240 or by e-mail to [IEED@bia.edu](mailto:IEED@bia.edu).

**FOR FURTHER INFORMATION CONTACT:** Mr. Darryl Francois, Office of Indian Energy and Economic Development, 1849 C St., NW., Mail Stop 2749-MIB, Washington, DC, 20240. He can also be reached by telephone at (202) 219-0740 or by electronic mail at [darryl.francois@mms.gov](mailto:darryl.francois@mms.gov).

**SUPPLEMENTARY INFORMATION:** Section 1813 of the Energy Policy Act of 2005 (Pub. L. 109-58) requires the Secretaries of the Department of the Interior and the Department of Energy (Departments) to conduct a study of energy related rights-of-way on tribal lands. The Act requires that the study address four subjects:

1. An analysis of historical rates of compensation;

2. Recommendations for appropriate standards to determine fair and appropriate compensation;

3. An assessment of tribal self-determination and sovereignty interests implicated by applications for rights-of-way on tribal land; and

4. An analysis of relevant national energy transportation policies.

The Departments propose the following work plan to meet the specific requirements of the Act and meet the congressionally mandated deadline for submittal of the final report.

1. DOI and DOE plan to conduct a series of pre-scoping phone calls and meetings with selected tribal leaders, members of the energy industry, appropriate government entities and affected businesses and consumers to discuss the various aspects of the report called for by section 1813. Participants in this pre-scoping work group will be identified through suggestions tribal leaders, other prominent Indian groups, business associations, and government organizations. The outcome of these pre-scoping discussions will provide useful detail and direction for the subsequent stages of the work plan.

2. DOI and DOE propose to contract with a Department of Energy National Laboratory to prepare an analysis of historical rates of compensation for pipelines crossing Indian land (as specified in section 1813(b)(1)), using a case study approach. We plan to direct the analysts to solicit and collect data from the Bureau of Indian Affairs, Tribal Governments, the energy industry, and other appropriate sources (e.g., the National Archives and Records Administration) for this analysis.

3. In February 2006, DOI and DOE plan to jointly conduct a 2-day nationwide scoping meeting with presentations from all affected groups, soliciting input on the subjects of appropriate standards and procedures for determining fair and appropriate compensation, tribal self-determination and sovereignty interests, and relevant national energy transportation policies. At this meeting, we propose to establish several working groups to solicit and further develop information on each of these subjects.

4. Between February and May 2006, DOI and DOE plan to conduct up to two workshops for each of these working groups. We expect to draw extensively on the results of the groups' efforts in preparing the report to Congress.

5. In May 2006, DOI and DOE plan to prepare a draft report, send copies to the tribes, and publish a notice of availability in the **Federal Register**.

6. Between May 2006 and mid-July 2006, DOI and DOE plan to conduct three regional Tribal consultation meetings to present the draft report and to receive written and oral comments on the draft.

7. DOI and DOE will consider these comments in preparing a final report for delivery to Congress by August 7, 2006.

The Departments request public comment on proposed work plan in addition to any other areas of concern regarding the section 1813 study. We will accept comments until January 20, 2006.

If you want to provide comments, please send written comments by regular mail to Attention: Section 1813 ROW Study, Office of Indian Energy and Economic Development, 1849 C St., NW., Mail Stop 2749, Washington, DC, 20240 or by email to [IEED@bia.edu](mailto:IEED@bia.edu).

Dated: December 22, 2005.

**Michael D. Olsen,**

*Principal Deputy Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

**[AK960-1410-HY-P]**

#### Alaska Native Claims Acreage Allocation

**AGENCY:** Bureau of Land Management, DOI.

**ACTION:** Notice of decision allocating additional acreage to regional corporations.

**SUMMARY:** As required by 43 CFR 2650.7(d), notice is hereby given that an appealable decision allocating additional acreage to Alaskan Native regional corporations will be issued to:

Ahtna, Inc., The Aleut Corporation, Bering Straits Native Corporation, Bristol Bay Native Corporation, Calista Corporation, Chugach Alaska Corporation, Cook Inlet Region, Inc., Doyon, Limited, Koniag, Inc., NANA Regional Corporation, Inc., and Sealaska Corporation.

Further information and a table showing the acreage computation are contained in the Supplementary

Information portion of this notice. If there is an appeal that affects the allocation to any other region, then all other allocations are subject to administrative correction.

**DATES:** The time limits for filing an appeal are:

1. Any party claiming a property interest which is adversely affected by the decision shall have until January 30, 2006, to file an appeal.

2. Parties receiving service of the decision by certified mail shall have 30 days from the date of receipt to file an appeal.

Parties who do not file an appeal in accordance with the requirements of 43 CFR Part 4, Subpart E, shall be deemed to have waived their rights.

**ADDRESSES:** A copy of the decision may be obtained from: Bureau of Land Management, Alaska State Office, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7599.

**FOR FURTHER INFORMATION CONTACT:**

Linda Resseguie, by phone at 907-271-5422, or by e-mail at

[Linda\\_Resseguie@ak.blm.gov](mailto:Linda_Resseguie@ak.blm.gov). Persons who use a telecommunication device (TTD) may call the Federal Information Relay Service (FIRS) on 1-800-877-8330, 24 hours a day, seven days a week, to contact Ms. Resseguie.

**SUPPLEMENTARY INFORMATION:** Section 205 of the Alaska Land Transfer Acceleration Act of December 10, 2004, Public Law 108-452, 118 Stat. 3585 (hereafter Sec. 205), amended Sec. 14(h)(8) of the Alaska Native Claims Settlement Act (ANCSA), 43 U.S.C. 1613(h)(8), by directing the Secretary of the Interior to allocate to the regional corporations an additional 200,000 acres of the 2 million acre pool established under Sec. 14(h) of ANCSA.

Each region's respective share of the 200,000 acres has been calculated using the final Sec. 14(h) percentiles published in the **Federal Register**, Vol. 42, No. 22, pages 6419 to 6432, February 2, 1977, and **Federal Register**, Vol. 43, No. 221, page 53062, November 15, 1978, subject to the specific limitations included in Sec. 205. The table below sets out the computations required by Sec. 205. Column 2 lists the final percentiles published in the **Federal Register**; column 3 shows each region's respective share of the 200,000 acres; and column 4 shows each region's revised total allocation under section 14(h)(8).