

administered by a tribal government through a self-governance funding agreement. The Department interprets this provision to authorize the inclusion of programs eligible for self-determination contracts under Title I of the Indian Self-Determination and Education Assistance Act (Pub. L. 93-638, as amended). Section 403(b)(2) also specifies "nothing in this subsection may be construed to provide any tribe with a preference with respect to the opportunity of the tribe to administer programs, services, functions and activities, or portions thereof, unless such preference is otherwise provided by law." (2) Under section 403(c) of the Act, the Secretary may include other programs, services, functions, and activities or portions thereof that are of "special geographic, historical, or cultural significance" to a self-governance tribe.

Under section 403(k) of the Act, funding agreements cannot include programs, services, functions, or activities that are inherently Federal or where the statute establishing the existing program does not authorize the type of participation sought by the tribe. However, a tribe (or tribes) need not be identified in the authorizing statutes in order for a program or element to be included in a self-governance funding agreement. While general legal and policy guidance regarding what constitutes an inherently Federal function exists, we will determine whether a specific function is inherently Federal on a case-by-case basis considering the totality of circumstances.

The Office of Self-Governance requested comments on the proposed list on June 14, 2006. A number of editorial and technical changes were provided by Interior's bureaus and incorporated into this Notice. While the Notice of June 14, 2006, illustrated all eligible non-BIA programs for the Department, this Notice is particular to Minerals Management Service (MMS).

## II. Eligible Non-BIA Programs of the Minerals Management Service

Below is a listing of the types of non-BIA programs, or portions thereof, that may be eligible for self-governance funding agreements because they are either "otherwise available to Indians" under Title I and not precluded by any other law, or may have "special geographic, historical, or cultural significance" to a participating tribe. The list represents the most current information on programs potentially available to tribes under a self-governance funding agreement.

The MMS will also consider for inclusion in funding agreements other programs or activities not included below, but which, upon request of a self-governance tribe, MMS determines to be eligible under either sections 403(b)(2) or 403(c) of the Act. Tribes with an interest in such potential agreements are encouraged to begin such discussions.

The MMS provides stewardship of America's offshore resources and collects revenues generated from mineral leases on Federal and Indian lands. The MMS is responsible for the management of the Federal Outer Continental Shelf, which are submerged lands off the coasts that have significant energy and mineral resources. Within the Offshore Minerals Management program, environmental impact assessments and statements, and environmental studies may be available if a self-governance tribe demonstrates a special geographic, cultural or historical connection.

The MMS also offers mineral-owning tribes other opportunities to become involved in its Minerals Revenue Management (MRM) functions. These programs address the intent of tribal self-governance but are available regardless of self-governance intentions or status and are a good prerequisite for assuming other technical functions. Generally, MRM functions are available to tribes because of the Federal Oil and Gas Royalty Management Act of 1982 (FOGRMA) at 30 U.S.C. 1701. The MRM functions that may be available to self-governance tribes includes:

1. *Audit of Tribal Royalty Payments.* Audit activities for tribal leases, except for the issuance of orders, final valuation decisions, and other enforcement activities. (For tribes already participating in MMS cooperative audits, this program is offered as an option.)

2. *Verification of Tribal Royalty Payments.* Financial compliance verification and monitoring activities, and production verification.

3. *Tribal Royalty Reporting, Accounting, and Data Management.* Establishment and management of royalty reporting and accounting systems including document processing, production reporting, reference data (lease, payor, agreement) management, billing and general ledger.

4. *Tribal Royalty Valuation.* Preliminary analysis and recommendations for valuation and allowance determinations and approvals.

5. *Royalty Management of Allotted Leases.* Mineral revenue collections of allotted leases, provided that MMS

consults with and obtains written approval from affected individual Indian mineral owners to delegate this responsibility to the tribe.

6. *On-line Monitoring of Royalties and Accounts.* On-line computer access to reports, payments, and royalty information contained in MMS accounts. The MMS will install equipment at tribal locations, train tribal staff, and assist tribes in researching and monitoring all payments, reports, accounts, and historical information regarding their leases.

7. *Royalty Internship Program.* An orientation and training program for auditors and accountants from mineral producing tribes to acquaint tribal staff with royalty laws, procedures, and techniques. This program is recommended for tribes that are considering a self-governance funding agreement, but have not yet acquired mineral revenue expertise via a FOGRMA section 202 cooperative agreement, as this is the term contained in FOGRMA and implementing regulations at 30 CFR 228.4.

For questions regarding self-governance contact Shirley M. Conway, Regulations Manager, Minerals Revenue Management, Minerals Management Service, MS 5557 MIB, 1849 C Street, NW., Washington, DC 20240, telephone 202-208-3512, fax 202-501-0247.

## III. Programmatic Targets

During Fiscal Year 2008, upon request of a self-governance tribe, MMS will negotiate funding agreements for its eligible programs beyond those already negotiated.

Dated: December 27, 2007.

**Randall B. Luthi,**

*Director, Minerals Management Service.*

[FR Doc. E8-766 Filed 1-16-08; 8:45 am]

BILLING CODE 4310-MR-P

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## JUDICIAL CONFERENCE OF THE UNITED STATES

### Hearing of the Judicial Conference Advisory Committees on Rules of Appellate, Bankruptcy, Civil, and Criminal Procedure

**AGENCY:** Judicial Conference of the United States, Advisory Committees on Rules of Appellate, Bankruptcy, Civil, and Criminal Procedure.

**ACTION:** Notice of cancellation of open hearings.

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**SUMMARY:** The public hearings on proposed amendments to the Federal Rules of Appellate, Bankruptcy, Civil, and Criminal Rules, scheduled for January 16, 2008, in Pasadena,

California; Criminal Rules, scheduled for January 18, 2008, in Washington, DC; Bankruptcy Rules, scheduled for January 25, 2008, in Washington, DC; Civil Rules, scheduled for January 28, 2008, in Washington, DC; and Appellate Rules, scheduled for February 1, 2008, in New Orleans, Louisiana, have been canceled. [Original notice of hearings appeared in the **Federal Register** of November 1, 2007.]

**FOR FURTHER INFORMATION CONTACT:** John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of the United States Courts, Washington, DC 20544, telephone (202) 502-1820.

Dated: January 10, 2008.

**John K. Rabiej,**

*Chief, Rules Committee Support Office.*

[FR Doc. 08-143 Filed 1-16-08; 8:45 am]

**BILLING CODE 2210-55-M**

## JUDICIAL CONFERENCE OF THE UNITED STATES

### Meeting of the Judicial Conference Advisory Committee on Rules of Evidence

**AGENCY:** Judicial Conference of the United States Advisory Committee on Rules of Evidence.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Advisory Committee on Rules of Evidence will hold a two-day meeting. The meeting will be open to public observation but not participation.

**DATES:** May 1-2, 2008.

**TIME:** 8:30 a.m. to 5 p.m.

**ADDRESSES:** Millennium Bostonian Hotel, 26 North Street-Faneuil Hall Marketplace, Boston, MA 02109.

**FOR FURTHER INFORMATION CONTACT:** John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of the United States Courts, Washington, DC 20544, telephone (202) 502-1820.

Dated: January 11, 2008.

**John K. Rabiej,**

*Chief, Rules Committee Support Office.*

[FR Doc. 08-144 Filed 1-16-08; 8:45 am]

**BILLING CODE 2210-55-M**

## JUDICIAL CONFERENCE OF THE UNITED STATES

### Meeting of the Judicial Conference Advisory Committee on Rules of Appellate Procedure

**AGENCY:** Judicial Conference of the United States Advisory Committee on Rules of Appellate Procedure.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Advisory Committee on Rules of Appellate Procedure will hold a two-day meeting. The meeting will be open to public observation but not participation.

**DATES:** April 10-11, 2008.

**TIME:** 8:30 a.m. to 5 p.m.

**ADDRESSES:** Monterey Plaza Hotel, 400 Cannery Row, Monterey, CA 93940.

**FOR FURTHER INFORMATION CONTACT:** John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of the United States Courts, Washington, DC 20544, telephone (202) 502-1820.

Dated: January 11, 2008.

**John K. Rabiej,**

*Chief, Rules Committee Support Office.*

[FR Doc. 08-145 Filed 1-16-08; 8:45 am]

**BILLING CODE 2210-55-M**

## JUDICIAL CONFERENCE OF THE UNITED STATES

### Meeting of the Judicial Conference Advisory Committee on Rules of Civil Procedure

**AGENCY:** Judicial Conference of the United States Advisory Committee on Rules of Civil Procedure.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Advisory Committee on Rules of Civil Procedure will hold a two-day meeting. The meeting will be open to public observation but not participation.

**DATES:** April 7-8, 2008.

**TIME:** 8:30 a.m. to 5 p.m.

**ADDRESSES:** The Ritz-Carlton Half Moon Bay, One Miramontes Point Road, Half Moon Bay, CA 94019.

**FOR FURTHER INFORMATION CONTACT:** John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of the United States Courts, Washington, DC 20544, telephone (202) 502-1820.

Dated: January 11, 2008.

**John K. Rabiej,**

*Chief, Rules Committee Support Office.*

[FR Doc. 08-146 Filed 1-16-08; 8:45 am]

**BILLING CODE 2210-55-M**

## JUDICIAL CONFERENCE OF THE UNITED STATES

### Meeting of the Judicial Conference Advisory Committee on Rules of Criminal Procedure

**AGENCY:** Judicial Conference of the United States Advisory Committee on Rules of Criminal Procedure.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Advisory Committee on Rules of Criminal Procedure will hold a two-day meeting. The meeting will be open to public observation but not participation.

**DATES:** April 28-29, 2008.

**TIME:** 8:30 a.m. to 5 p.m.

**ADDRESSES:** Thurgood Marshall Federal Judiciary Building, One Columbus Circle, NE., Washington, DC 20054.

**FOR FURTHER INFORMATION CONTACT:** John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of the United States Courts, Washington, DC 20544, telephone (202) 502-1820.

Dated: January 11, 2008.

**John K. Rabiej,**

*Chief, Rules Committee Support Office.*

[FR Doc. 08-147 Filed 1-16-08; 8:45 am]

**BILLING CODE 2210-55-M**

## JUDICIAL CONFERENCE OF THE UNITED STATES

### Meeting of the Judicial Conference Advisory Committee on Rules of Bankruptcy Procedure

**AGENCY:** Judicial Conference of the United States Advisory Committee on Rules of Bankruptcy Procedure.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Advisory Committee on Rules of Bankruptcy Procedure will hold a two-day meeting. The meeting will be open to public observation but not participation.

**DATES:** March 27-28, 2008.

**TIME:** 8:30 a.m. to 5 p.m.

**ADDRESSES:** The Inn at Perry Cabin, 308 Warkins Lane, St. Michaels, MD 21663.

**FOR FURTHER INFORMATION CONTACT:** John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of the United States Courts, Washington, DC 20544, telephone (202) 502-1820.

Dated: January 11, 2008.

**John K. Rabiej,**

*Chief, Rules Committee Support Office.*

[FR Doc. 08-148 Filed 1-16-08; 8:45 am]

**BILLING CODE 2210-55-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree, Under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980

Notice is hereby given that on January 7, 2008, a proposed Settlement Agreement in In Re: Bush Industries, Inc., No. 09-12295 was lodged with the