

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 fall 2011 and spring 2012. 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 about 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 at 202-208-3181.

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.

This edition of the Unified Agenda of Federal Regulatory and Deregulatory Actions includes The Regulatory Plan, which appears in both the online Unified Agenda and in part II of the **Federal Register** that includes the Unified Agenda. The Department's Statement of Regulatory Priorities is included in the Plan.

Mark Lawyer,
Federal Register Liaison Officer.

UNITED STATES FISH AND WILDLIFE SERVICE—PROPOSED RULE STAGE

Sequence No.	Title	Regulation Identifier No.
390	National Wildlife Refuge System; Oil and Gas Regulations	1018-AX36

UNITED STATES FISH AND WILDLIFE SERVICE—FINAL RULE STAGE

Sequence No.	Title	Regulation Identifier No.
391	Injurious Wildlife Evaluation; Constrictor Species From Python, Boa, and Eunectes Genera	1018-AV68

NATIONAL PARK SERVICE—PROPOSED RULE STAGE

Sequence No.	Title	Regulation Identifier No.
392	Non-Federal Oil and Gas Rights	1024-AD78

NATIONAL PARK SERVICE—FINAL RULE STAGE

Sequence No.	Title	Regulation Identifier No.
393	Special Regulation, Winter Use, Yellowstone National Park	1024-AD92

BUREAU OF OCEAN ENERGY MANAGEMENT—PROPOSED RULE STAGE

Sequence No.	Title	Regulation Identifier No.
394	Revised Requirements for Well Plugging and Platform Decommissioning	1010-AD61

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT—PROPOSED RULE STAGE

Sequence No.	Title	Regulation Identifier No.
395	Stream Protection Rule	1029-AC63

DEPARTMENT OF THE INTERIOR (DOI)

United States Fish and Wildlife Service (FWS)

Proposed Rule Stage

390. National Wildlife Refuge System; Oil and Gas Regulations

Legal Authority: 16 U.S.C. 668dd-ee; 42 U.S.C. 7401 *et seq.*; 16 U.S.C. 1131 to 1136; 40 CFR 51.300 to 51.309

Abstract: We propose regulations that ensure that all operators conducting oil or gas operations within a National Wildlife Refuge System unit do so in a manner as to prevent or minimize damage to National Wildlife Refuge System resources, visitor values, and management objectives. FWS does not intend these regulations to result in a taking of a property interest, but rather to impose reasonable controls on operations that affect federally owned or controlled lands and/or waters.

Timetable:

Action	Date	FR Cite
NPRM	07/00/12	

Regulatory Flexibility Analysis Required: Yes.

Agency Contact: Deb Rocque, Chief, Branch of Natural Resources and Conservation Planning, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, VA 22203, *Phone:* 703 358-2106, *Email:* deb_rocque@fws.gov.

Paul Steblein, Refuge Program Specialist, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, Suite 670, Arlington, VA 22203, *Phone:* 703 358-2678, *Fax:* 703 358-1929, *Email:* paul_steblein@fws.gov.
RIN: 1018-AX36

DEPARTMENT OF THE INTERIOR (DOI)

United States Fish and Wildlife Service (FWS)

Final Rule Stage

391. Injurious Wildlife Evaluation; Constrictor Species From Python, Boa, and Eunectes Genera

Legal Authority: 18 U.S.C. 42
Abstract: We have made a final determination to list nine species of large constrictor snakes as injurious wildlife under the Lacey Act: Indian python (including Burmese python), reticulated python, Northern African python, Southern African python, boa constrictor, yellow anaconda, DeSchauensee's anaconda, green anaconda, and Beni anaconda.

Timetable:

Action	Date	FR Cite
ANPRM	01/31/08	73 FR 5784
ANPRM Comment Period End.	04/30/08	
NPRM	03/12/10	75 FR 11808
NPRM Comment Period End.	05/11/10	
NPRM Comment Period Re-opened.	07/01/10	75 FR 38069
NPRM Comment Period End.	08/02/10	
Final Action	12/00/11	

Regulatory Flexibility Analysis Required: Yes.

Agency Contact: Art Roybal, Senior Fish and Wildlife Biologist, Department of the Interior, United States Fish and Wildlife Service, South Florida Ecological Services Field Office, 1339 20th Street, Vero Beach, FL 32960, *Phone:* 772 562-3909, *Email:* art_roybal@fws.gov.

Susan Jewell, Fish and Wildlife Biologist, Department of the Interior, United States Fish and Wildlife Service, 4401 North Fairfax Drive, MS 770, Arlington, VA 22203, *Phone:* 703 358-2416, *Fax:* 703 358-2044, *Email:* susan_jewell@fws.gov.
RIN: 1018-AV68

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DEPARTMENT OF THE INTERIOR (DOI)

National Park Service (NPS)

Proposed Rule Stage

392. Non-Federal Oil and Gas Rights

Legal Authority: 16 U.S.C. 1 *et seq.*; 16 U.S.C. 1901 *et seq.*

Abstract: This rule would accommodate new technology and industry practices, eliminate regulatory exemptions, update requirements, remove caps on bond amounts, and allow NPS to recover administrative costs. The changes make the regulations more effective and efficient and maintain the highest level of protection compatible with park resources and values.

Timetable:

Action	Date	FR Cite
ANPRM	11/25/09	74 FR 61596
ANPRM Comment Period End.	01/25/10	
NPRM	05/00/12	

Regulatory Flexibility Analysis Required: Yes.

Agency Contact: Ed Kassman, Regulatory Specialist, Department of the

Interior, National Park Service, 12795 West Alameda Parkway, Lakewood, CA 80225, *Phone:* 303 969-2146, *Email:* edward_kassman@nps.gov.
RIN: 1024-AD78

DEPARTMENT OF THE INTERIOR (DOI)

National Park Service (NPS)

Final Rule Stage

393. Special Regulation, Winter Use, Yellowstone National Park

Legal Authority: 16 U.S.C. 1; 16 U.S.C. 3; 16 U.S.C. 9a; 16 U.S.C. 462(k)

Abstract: The 2009 interim rule allows for managed snowmobile and snow coach use, with restrictions on their use and numbers, through the 2010-2011 winter season. In the absence of a new rule, oversnow vehicles would not be allowed in Yellowstone beginning in the 2011-2012 season. The proposed rule incorporates the preferred alternative from the draft environmental impact statement. To prepare for implementation of the new winter use plan and to manage winter use during the 2011-2012 winter season, we will publish an interim rule by mid-December 2011.

Timetable:

Action	Date	FR Cite
NPRM	07/05/11	76 FR 39048
NPRM Comment Period End.	09/06/11	
Interim Final Rule	12/00/11	

Regulatory Flexibility Analysis Required: Yes.

Agency Contact: A J North, Regulatory Specialist, Department of the Interior, National Park Service, 1849 C Street NW., Washington, DC 20240, *Phone:* 202 208-5268, *Email:* aj_north@nps.gov.
RIN: 1024-AD92

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DEPARTMENT OF THE INTERIOR (DOI)

Bureau of Ocean Energy Management (BOEM)

Proposed Rule Stage

394. Revised Requirements for Well Plugging and Platform Decommissioning

Legal Authority: 31 U.S.C. 9701; 43 U.S.C. 1334

Abstract: This rule would establish timely submission requirements for decommissioning and abandonment plans, and establish deadlines for decommissioning permits. The rule

would also implement timeframes and clarify requirements for plugging and abandonment of idle wells and decommissioning idle facilities.

Timetable:

Action	Date	FR Cite
NPRM	06/00/12	
NPRM Comment Period End.	08/00/12	

Regulatory Flexibility Analysis Required: Yes.

Agency Contact: Amy White, Department of the Interior, 381 Elden Street, Herndon, VA 20170, *Phone:* 703 787-1665, *Fax:* 703 787-1555, *Email:* amy.white@boemre.gov.

RIN: 1010-AD61

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DEPARTMENT OF THE INTERIOR (DOI)

Office of Surface Mining Reclamation and Enforcement (OSMRE)

Proposed Rule Stage

395. Stream Protection Rule

Legal Authority: 30 U.S.C. 1201 *et seq.*

Abstract: On August 12, 2009, the U.S. District Court for the District of Columbia denied the Government's request that the court vacate and remand the Excess Spoil/Stream Buffer Zone rule published on December 12, 2008. Therefore, the Department intends to initiate notice and comment rulemaking to address issues arising from previous rulemakings. The agency also intends to prepare a new environmental impact statement.

Timetable:

Action	Date	FR Cite
ANPRM	11/30/09	74 FR 62664
ANPRM Comment Period End.	12/30/09	
NPRM	04/00/12	

Regulatory Flexibility Analysis Required: Yes.

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-AC63

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Part XI

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