

between the national government and the States, or the distribution of power and responsibilities among various levels of government. A federalism summary impact statement is not required.

#### Civil Justice Reform (Executive Order 12988)

This notice complies with the requirements of Executive Order 12988. Specifically, in issuing this notice, the Department has taken the necessary steps to eliminate drafting errors and ambiguity, minimize potential litigation, and provide a clear legal standard for affected conduct as required by section 3 of Executive Order 12988.

#### Paperwork Reduction Act of 1995

These rate adjustments do not affect the collections of information which have been approved by the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), under the Paperwork Reduction Act of 1995. The OMB Control Number is 1076-0141 and expires June 30, 2019.

#### National Environmental Policy Act

The Department has determined that these rate adjustments do not constitute a major Federal action significantly affecting the quality of the human environment and that no detailed statement is required under the National Environmental Policy Act of 1969, 42 U.S.C. 4321-4370(d), pursuant to 43 CFR 46.210(i). In addition, the rate adjustments do not present any of the 12 extraordinary circumstances listed at 43 CFR 46.215.

#### Data Quality Act

In developing this notice, we did not conduct or use a study, experiment, or survey requiring peer review under the Data Quality Act (Pub. L. 106-554).

Dated: August 13, 2018.

Tara Sweeney,

Assistant Secretary—Indian Affairs.

[FR Doc. 2018-17724 Filed 8-16-18; 8:45 am]

BILLING CODE 4337-15-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

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L16100000.DS0000.LXSSJ0640000]

#### Notice of Availability of the Grand Staircase-Escalante National Monument-Grand Staircase, Kaiparowits, and Escalante Canyons Units and Federal Lands Previously Included in the Monument That Are Excluded From the Boundaries Draft Resource Management Plans and Associated Environmental Impact Statement

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

**ACTION:** Notice of availability.

**SUMMARY:** In accordance with the National Environmental Policy Act of 1969, as amended, and the Federal Land Policy and Management Act of 1976, as amended, the Bureau of Land Management (BLM) Grand Staircase-Escalante National Monument (GSENM) and Kanab Field Office (KFO) have prepared Draft Resource Management Plans (RMPs) and a Draft Environmental Impact Statement (EIS) for the GSENM Grand Staircase, Kaiparowits, and Escalante Canyons Units and Federal lands excluded from the Monument by Proclamation 9682 and by this notice are announcing the opening of the public comment period.

**DATES:** To ensure that comments will be considered, the BLM must receive written comments on the Draft RMPs/Draft EIS within 90 days of the date the Environmental Protection Agency publishes its Notice of Availability of the Draft RMPs/Draft EIS in the **Federal Register**. The BLM will announce future meetings or hearings and any other public involvement activities at least 15 days in advance through public notices, media releases and/or mailings.

**ADDRESSES:** You may submit comments on the Draft RMPs/Draft EIS by either of the following methods:

- **Website:** <https://goo.gl/EHvhbc>
- **Mail:** 669 S Hwy. 89A, Kanab, UT 84741, Attn: Matt Betenson

Copies of the Draft RMPs/Draft EIS are available at the following locations:

- Bureau of Land Management, Utah State Office, 440 West 200 South, Suite 500, Salt Lake City, Utah
- Escalante Interagency Visitor Center, 755 West Main, Escalante, Utah
- Kanab Field Office, 669 South Highway 89A, Kanab, Utah

The Draft RMPs/Draft EIS and accompanying background documents

are available on the ePlanning website at: <https://goo.gl/EHvhbc>.

**FOR FURTHER INFORMATION CONTACT:** Matt Betenson, Associate Monument Manager, telephone (435) 644-1200; address 669 S Hwy. 89A, Kanab, UT 84741; email [BLM\\_UT\\_CCD\\_monuments@blm.gov](mailto:BLM_UT_CCD_monuments@blm.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service (FRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FRS is available 24 hours a day, 7 days a week, to leave a message or question for the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** On December 4, 2017, President Donald Trump signed Presidential Proclamation 9682 modifying the boundaries of the GSENM as established by Proclamation 6920 to exclude from designation and reservation approximately 861,974 acres of land. Lands that remain part of the GSENM are included in three units, known as the Grand Staircase, Kaiparowits, and Escalante Canyons Units and are reserved for the care and management of the objects of historic and scientific interest described in Proclamation 6920, as modified by Proclamation 9682. Lands that are excluded from the Monument boundaries are now referred to as the Kanab-Escalante Planning Area (KEPA) and are managed in accordance with the BLM's multiple-use mandate.

The planning area is located in Kane and Garfield Counties, Utah, and encompasses approximately 1.86 million acres of public land. For the GSENM Grand Staircase, Kaiparowits, and Escalante Canyons Units, this planning effort, is needed to identify goals, objectives, and management actions necessary for the conservation, protection, restoration, or enhancement of the resources, objects, and values identified in Proclamation 6920, as modified by Proclamation 9682. For lands excluded from the monument, this planning effort is needed to determine to identify goals, objectives, and management actions necessary to ensure that public lands and their various resource values are utilized in the combination that will best meet the present and future needs of the American people.

The entire planning area is currently managed by the BLM and under the Grand Staircase-Escalante National Monument Management Plan (BLM 1999), as amended. This planning effort would replace the existing Monument Management Plan with four new RMPs.

Within the Draft EIS, the BLM is also considering alternatives related to livestock grazing on 318,000 acres of land within the Glen Canyon National Recreation Area, 65,500 acres in the Kanab Field Office and 2,300 acres in the Arizona Strip Field Office. The EIS includes information regarding the environmental consequences of implementing various livestock grazing management actions on resources in these areas. At the completion of this planning process, the National Park Service, who is cooperating with the BLM on preparation of the NEPA analysis, may adopt the EIS and prepare a separate decision related to livestock grazing for lands under NPS authority.

The BLM reviewed public scoping comments to identify planning issues that directed the formulation of alternatives and framed the scope of analysis in the Draft RMPs/Draft EIS. Issues identified include management of recreation and access; paleontological and cultural resources; livestock grazing; mineral resources; and wildlife,

water, vegetation, and soil resources. This planning effort also considers management of lands with wilderness characteristics and designation of Areas of Critical Environmental Concern (ACECs).

The Draft RMPs/Draft EIS evaluate four alternatives in detail. Alternative A is the No Action alternative, which is a continuation of existing decisions in the Monument Management Plan. Alternative B generally focuses on protection of resources (e.g., wildlife, vegetation, cultural, etc.) while providing for targeted resource use (e.g., rights-of-way, travel, mineral development). Alternative C generally represents a balance of resource protection and resource use. Alternative D generally focuses on maximizing resource use (e.g., rights-of-way, minerals development, livestock grazing) while still providing for resource protection as required by applicable regulations, laws, policies, plans, and guidance, including protection of Monument objects within

the GSENM Units. The BLM has identified Alternative D as the preferred alternative for purposes of public comment and review. Identification of this alternative, however, does not represent final agency direction, and the Proposed RMPs/Final EIS may include management actions described in the other analyzed alternatives.

Pursuant to 43 CFR 1610.7-2(b), the BLM is required to publish a notice in the **Federal Register** listing each ACEC proposed and specifying the resource use limitations which would occur if the ACEC were formally designated. This notice announces a concurrent public comment period for potential ACECs. There are no ACECs under Alternative A. There are 14 potential ACECs under Alternative B (totaling 308,044 acres), 5 potential ACECs under Alternative C (totaling 130,997 acres), and no potential ACECs under Alternative D. Pertinent information regarding ACECs, including proposed designation acreage and resource use limitations are included below:

| Potential ACEC       | Alternative B (acres) | Alternative C (acres) | Relevant and important values   | Resource use limitations   |
|----------------------|-----------------------|-----------------------|---|--|
| Alvey Wash .....     | 30,460                | Not Designated .....  | Historic and Cultural Values.   | <ul style="list-style-type: none"> <li>Prohibit exclusive commercial mineral material sites.</li> <li>Prohibit community mineral material pits larger than five acres in size.</li> <li>Surface facilities incident to underground mining would be required to avoid known and document archaeological sites.</li> <li>Stipulations would be necessary to mitigate adverse effects of subsidence.</li> <li>NSO for fluid mineral leasing.</li> <li>No rock climbing allowed within 100 meters of archaeological structures.</li> <li>No casual use collection of fossils or other paleontological materials.</li> <li>Require inventories of all paleontological resources prior to surface disturbing activities to document significant invertebrate and paleobotanical fossil sites, not just vertebrates.</li> </ul> |
| Bulldog Bench .....  | 361                   | Not Designated .....  | Historic and Cultural Values.   | <ul style="list-style-type: none"> <li>No casual use collection of fossils or other paleontological materials.</li> <li>Require inventories of all paleontological resources prior to surface disturbing activities to document significant invertebrate and paleobotanical fossil sites, not just vertebrates.</li> </ul>   |
| Butler Valley .....  | 15,899                | Not Designated .....  | Scenic and Natural Process or System.   | <ul style="list-style-type: none"> <li>Manage as VRM Class II.</li> <li>No collection of BLM or State sensitive plants without a research permit.</li> <li>Prohibit vegetation treatments that are likely to harm, or will not benefit, special status species plants in known suitable habitat.</li> </ul>  |
| Circle Cliffs .....  | 26,706                | 26,706 .....          | Historic and Cultural, Scenic, and Fish and Wildlife Resources.                                   | <ul style="list-style-type: none"> <li>Prohibit exclusive commercial mineral material sites.</li> <li>Prohibit community mineral material pits larger than five acres in size.</li> <li>NSO for fluid mineral leasing.</li> <li>No Casual Collection of petrified Wood.</li> <li>Avoid surface disturbance and placement of facilities near concentrations of petrified wood or in situ logs.</li> </ul>   |
| Cockscomb East ..... | 42,182                | 32,683 .....          | Fish and Wildlife Resources, Natural Process or Systems, Scenic, and Historic and Cultural Value. | <ul style="list-style-type: none"> <li>No collection of BLM or State sensitive plants without a research permit.</li> <li>Prohibit vegetation treatments that are likely to harm, or will not benefit, special status species plants in known suitable habitat.</li> <li>Manage as VRM Class II.</li> <li>No casual use collection of fossils or other paleontological materials.</li> <li>Require inventories of all paleontological resources prior to surface disturbing activities to document significant invertebrate and paleobotanical fossil sites, not just vertebrates.</li> <li>Do not designate new OHV routes. OHV use limited to designated routes.</li> </ul>  |

| Potential ACEC  | Alternative B (acres) | Alternative C (acres) | Relevant and important values   | Resource use limitations   |
|---|-----------------------|-----------------------|---|--|
| Cockscomb West .....  | 40,476                | 40,476 .....          | Natural Process or Systems, Scenic, and Historic and Cultural Values.           | <ul style="list-style-type: none"> <li>Prohibit exclusive commercial mineral material sites.</li> <li>Prohibit community mineral material pits larger than five acres in size.</li> <li>NSO for fluid mineral leasing (Alternative B).</li> <li>CSU for fluid mineral leasing (Alternative C).</li> <li>Avoid vegetation treatments that disturb soils in previously untreated areas that are either Semidesert Shallow Loam (Pinyon-Juniper) or Semidesert Shallow Gypsum (Mormontea) Ecological Sites; Limit method to hand-thinning (lop and scatter).</li> <li>No collection of BLM or State sensitive plants without a research permit.</li> <li>Manage as VRM Class II.</li> </ul>   |
| Collet Top .....  | 9,218                 | Not Designated .....  | Historic and Cultural Values, Scenic, and Natural Process or Systems.           | <ul style="list-style-type: none"> <li>Prohibit exclusive commercial mineral material sites.</li> <li>Prohibit community mineral material pits larger than five acres in size.</li> <li>NSO for fluid mineral leasing.</li> <li>Surface facilities incident to underground mining would be required to avoid known and document archaeological sites.</li> <li>Stipulations would be necessary to mitigate adverse effects of subsidence.</li> <li>No rock climbing allowed within 100 meters of archaeological structures.</li> <li>Manage as VRM Class II.</li> <li>No collection of BLM or State sensitive plants without a research permit.</li> </ul>   |
| Henderson/Pardner .....   | 12,259                | Not Designated .....  | Scenic and Historic and Cultural Values.  | <ul style="list-style-type: none"> <li>Manage as VRM Class II.</li> <li>No casual use collection of fossils or other paleontological materials.</li> <li>Require inventories of all paleontological resources prior to surface disturbing activities to document significant invertebrate and paleobotanical fossil sites, not just vertebrates.</li> </ul>  |
| Hole in the Rock Trail ....                                       | 61,064                | Not Designated .....  | Historic and Cultural Values and Natural Process or System.                     | <ul style="list-style-type: none"> <li>Manage all areas outside WSAs VRM Class II.</li> <li>Prohibit exclusive commercial mineral material sites.</li> <li>Prohibit community mineral material pits larger than 5 acres in size.</li> <li>NSO for fluid mineral leasing.</li> <li>No collection of BLM or State sensitive plants without a research permit.</li> </ul>   |
| Paria River .....   | 180                   | Not Designated .....  | Scenic, Historic and Cultural Values, Fish Wildlife, Natural Process or System. | <ul style="list-style-type: none"> <li>Manage all areas outside WSAs VRM Class II.</li> <li>Closed or limited to designated routes.</li> </ul>   |
| Scorpion Flat/Dry Fork ..<br>Straight Cliffs/Fifty Mile<br>Bench. | 30,691<br>21,357      | Not Designated .....  | Scenic .....<br>Scenic and Historical and Cultural Values.                      | <ul style="list-style-type: none"> <li>Manage all areas outside WSAs VRM Class II.</li> <li>Prohibit exclusive commercial mineral material sites.</li> <li>Prohibit community mineral material pits larger than five acres in size.</li> <li>NSO for fluid mineral leasing (Alternative B).</li> <li>CSU for fluid mineral leasing (Alternative C).</li> <li>Surface facilities incident to underground mining would be required to avoid known and document archaeological sites.</li> <li>Stipulations would be necessary to mitigate adverse effects of subsidence.</li> <li>No rock climbing allowed within 100 meters of archaeological structures.</li> <li>Manage as VRM Class II.</li> <li>No collection of BLM or State sensitive plants without a research permit. No casual use collection of fossils or other paleontological materials.</li> <li>Require inventories of all paleontological resources prior to surface disturbing activities to document significant invertebrate and paleobotanical fossil sites, not just vertebrates.</li> </ul> |
| Tibbet Head .....   | 19,079                | 19,079 .....          | Historical and Cultural Values and Natural process or System.                   | <ul style="list-style-type: none"> <li>Manage as VRM Class II.</li> <li>No collection of BLM or State sensitive plants without a research permit.</li> </ul>   |
| Wahweap Hoodoos .....   | 130                   | Not Designated .....  | Natural Systems or Process.   | <ul style="list-style-type: none"> <li>Recommend withdrawing from mineral entry.</li> <li>No rock climbing or rappelling within 100 meters of any hoodoo formation.</li> </ul>   |

The application of the Federal coal unsuitability criteria to portions of the Southern Kaiparowits in the lands excluded from the monument is included in the Draft RMP/Draft EIS. As required by 43 CFR 3461.2-1(a)(2), the public is invited to comment on the results of the application of the criteria and the process used to derive these results.

BLM Utah is soliciting comments on the entire Draft RMPs/Draft EIS. Please

note that public comments and information submitted including names, street addresses, and email addresses of persons who submit comments will be available for public review and disclosure at addresses provided in the **ADDRESSES** section of this notice during regular business hours (8 a.m. to 4 p.m.), Monday through Friday, except holidays.

Before including your address, phone number, email address or other personal

identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you may request to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

**Authority:** 40 CFR 1506.6, 40 CFR 1506.10 and 43 CFR 1610.2.

**Edwin L. Roberson,**

*State Director.*

[FR Doc. 2018–17751 Filed 8–16–18; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

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#### Notice of Availability of the Draft Bears Ears National Monument Indian Creek and Shash Jáa Units Monument Management Plans and Associated Environmental Impact Statement, Utah

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

**ACTION:** Notice of availability.

**SUMMARY:** In accordance with the National Environmental Policy Act of 1969, as amended, and the Federal Land Policy and Management Act of 1976, as amended, the Bureau of Land Management (BLM) Canyon Country District Office, in coordination with the United States Forest Service (USFS), Manti-La Sal National Forest, has prepared Draft Monument Management Plans (MMPs) and an Environmental Impact Statement (EIS) for the Bears Ears National Monument (BENM) Indian Creek and Shash Jáa Units. By this Notice, the BLM is announcing the opening of the public comment period.

**DATES:** To ensure that comments will be considered, the BLM must receive written comments on the BENM Draft MMPs/Draft EIS within 90 days of the date the Environmental Protection Agency publishes its Notice of Availability of the BENM Draft MMPs/Draft EIS in the **Federal Register**. The BLM will announce future meetings or hearings and any other public involvement activities at least 15 days in advance through public notices, media releases and/or mailings.

**ADDRESSES:** You may submit comments on the BENM Draft MMPs/EIS by either of these methods:

- *Email:* [blm\\_ut\\_monticello\\_monuments@blm.gov](mailto:blm_ut_monticello_monuments@blm.gov)
- *Mail:* BLM, Canyon Country District Office, 82 East Dogwood, Moab, Utah 84532, Attn: Lance Porter

Copies of the BENM Draft MMPs/Draft EIS are available at the following locations:

- Bureau of Land Management, Utah State Office, 440 West 200 South, Suite 500, Salt Lake City, Utah

- Bureau of Land Management, Monticello Field Office, 365 North Main, Monticello, Utah
  - Bureau of Land Management, Canyon Country District Office, 82 E Dogwood, Moab, Utah
  - Manti-La-Sal National Forest, 559 West Price River Drive, Price, Utah
- The BENM Draft MMPs/Draft EIS and accompanying background documents are available on the ePlanning website at: <https://goo.gl/uLrEae>.

**FOR FURTHER INFORMATION CONTACT:**

Lance Porter, District Manager, BLM Canyon Country District Office, 82 East Dogwood, Moab, UT 84532, telephone 435–259–2100 or email [l50porte@blm.gov](mailto:l50porte@blm.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service (FRS) at 1–800–877–8339 to contact the above individual during normal business hours. The FRS is available 24 hours a day, 7 days a week, to leave a message or question for the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** On December 4, 2017, President Donald Trump signed Proclamation 9681 modifying the Bears Ears National Monument designated by Proclamation 9558 to exclude from its designation and reservation approximately 1,150,860 acres of land. The revised BENM boundary includes two units—Shash Jáa and Indian Creek Units—that are reserved for the care and management of the objects of historic and scientific interest within their boundaries. The planning area is located entirely in San Juan County, Utah and encompasses 169,289 acres of BLM-managed lands and 32,587 acres of National Forest System Lands. All of the National Forest System Lands are within the Shash Jáa Unit.

The BLM is the lead agency for the preparation of the EIS, and the Forest Service is participating as a cooperating agency.

This planning effort is needed to identify goals, objectives, and management actions necessary for the conservation, protection, restoration, or enhancement of the resources, objects, and values identified in Proclamation 9558, as modified by Proclamation 9681. The BENM is jointly managed by the BLM and USFS under the Monticello Resource Management Plan (BLM 2008), as amended, and the Manti-La-Sal Land and Resource Management Plan (LRMP), as amended (USFS 1986). The MMPs would replace the existing Monticello RMP for the BLM-administered lands within the BENM, and would amend the existing Manti La-

Sal LRMP for USFS-administered lands within the BENM.

Each agency will continue to manage their lands within the monument pursuant to their respective applicable legal authorities. The responsible official for the BLM is the Utah State Director; the responsible official for the USFS is the Manti-La Sal Forest Supervisor. The USFS intends to use the BLM's EIS to make its decision for the part of the Shash Jáa Unit MMP it administers. The USFS will use the BLM's administrative review procedures, as provided by the USFS 2012 Planning Rule, at 36 CFR 219.59(b).

The BLM and USFS have reviewed public scoping comments to identify planning issues that directed the formulation of alternatives and framed the scope of analysis in the Draft MMPs/Draft EIS. Issues identified include management of cultural resources, including protection of American Indian sacred sites, traditional cultural properties, and access by members of Indian tribes for traditional cultural and customary uses; recreation and access; livestock grazing; and wildlife, water, vegetation, and soil resources. This planning effort also considers management of lands with wilderness characteristics.

The Draft MMPs/Draft EIS evaluate four alternatives in detail. Alternative A is the No Action alternative, which is a continuation of existing decisions in the Monticello RMP and in the Manti-La Sal Forest Plan, to the extent that those decisions are compatible with the proclamations. Alternative B emphasizes resource protection and conservation. It is the alternative which imposes the greatest restrictions on recreation and other uses. The BLM and USFS would take a more active management approach to ensure that objects and values are conserved, protected and restored. Alternative C represents a balance among levels of restriction on recreation and other uses and emphasizes adaptive management to protect the long-term sustainability of Monument objects and values while providing for other multiple uses. Alternative D is the alternative with the least restrictive management prescriptions and utilizes a more passive management strategy, with the aim of minimizing the number of changes in the BENM. The agencies would focus on management actions that preserve objects and values but do not alter the existing character of the landscape or limit future agency discretion.

The BLM and USFS have identified Alternative D as the preferred