

Significant issues to be addressed in the EIS include in-pit dewatering activities, Native American religious concerns, visual resources, and socioeconomic. Additional issues may be identified during the scoping process. Federal, State, and local agencies, as well as individuals or organizations that may be interested in or affected by the BLM's decision on this Plan of Operations are invited to participate in the scoping process and, if eligible, may request or be requested by the BLM to participate as a cooperating agency. The Nevada Department of Wildlife and Eureka County will participate as cooperating agencies for this project.

Dated: January 3, 2007.

**Gene Seidlitz,**

*Associate Field Manager, Battle Mountain Field Office.*

[FR Doc. E7-3643 Filed 3-1-07; 8:45 am]

**BILLING CODE 4310-HC-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

## DEPARTMENT OF AGRICULTURE

### Forest Service

[NV-912-07-1220PA-006F]

#### **Notice of Public Meeting: Recreation Subcommittee Meeting of the BLM Nevada Sierra Front-Northwestern Great Basin, Northeastern Great Basin and Mojave-Southern Great Basin Resource Advisory Councils (RACs)**

**AGENCIES:** Bureau of Land Management, Interior and Forest Service, Agriculture.

**ACTION:** BLM Nevada RACs Recreation Subcommittee meeting (hereinafter referred to as "Recreation Subcommittee.")

**SUMMARY:** In accordance with the Federal Lands Recreation Enhancement Act of 2004 (FLREA), the Recreation Subcommittee will hold a meeting to establish guidelines for the newly formed Recreation Subcommittee, to discuss a proposal for establishing a fee at Bob Scott campground managed by the Forest Service and to discuss a proposal to raise fees at BLM campgrounds managed by the BLM Nevada Elko Field Office.

**Date and Time:** The Recreation Subcommittee will meet on Thursday, March 29, 2007, from 9 a.m. to 4:30 p.m. at the Bureau of Land Management, Nevada State Office. All meetings are open to the public. A general public comment period, where the public may submit oral or written comments to the Recreation Subcommittee will begin at

approximately 11 a.m. unless otherwise listed in the final meeting agenda.

A final detailed agenda, with any additions/corrections to agenda topics, location, field trips and meeting times, will be sent to local and regional media sources at least 14 days before each meeting, and hard copies can also be mailed or sent via FAX. Individuals who need special assistance such as sign language interpretation or other reasonable accommodations, or who wish a hard copy of each agenda, should contact Barbara Keleher no later than 10 days prior to each meeting.

**ADDRESSES:** 1340 Financial Blvd., Reno, Nevada, *Phone:* (775) 861-6400.

#### **FOR FURTHER INFORMATION CONTACT:**

Doran Sanchez, Chief, Office of Communications, telephone (775) 861-6586, or Barbara Keleher, Outdoor Recreation Planner, telephone (775) 861-6628, at the BLM Nevada State Office, 1340 Financial Blvd., Reno, Nevada.

**SUPPLEMENTARY INFORMATION:** The Federal Lands Recreation Enhancement Act (REA; Pub. L. 108-447), enacted on December 8, 2004, directs the Secretaries of the Interior or Agriculture, or both, to establish Recreation Resource Advisory Committees to provide advice and recommendations on recreation fees and fee areas in each State or region for Federal recreational lands and waters managed by the Bureau of Land Management or Forest Service. The law allows the agencies to use existing RACs or to establish new Recreation RACs. For the state of Nevada, a recreation subcommittee, of the three existing RACs, has been designated to perform Recreation Resource Advisory Committees responsibilities pertaining to both BLM and Forest Service managed Federal lands and waters per the national interagency agreement between the Forest Service and BLM. This subcommittee will recommend new amenity fees and fee change proposals to the respective RAC(s) for that geographic region.

Dated: February 26, 2007.

**Ron Wenker,**

*Bureau of Land Management, Nevada State Director.*

Dated: February 26, 2007.

**Ed Monnig,**

*Forest Service, Supervisor, Humboldt-Toiyabe National Forest.*

[FR Doc. 07-945 Filed 3-1-07; 8:45 am]

**BILLING CODE 4310-HC-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[CO-910-06-7122-PN-C002]

#### **Notice of Final Amended Supplementary Rules for Public Land Administered by the Bureau of Land Management in Colorado Relating to the Unlawful Use of Alcohol by Underage Persons, Driving Under the Influence of Alcohol and/or Drugs, Firearms and Drug Paraphernalia Use and Possession on Public Land**

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

**ACTION:** Notice; Final amended supplementary rules for public land within the State of Colorado.

**SUMMARY:** The Colorado State Office of the Bureau of Land Management (BLM) is amending the supplementary rules published in 2003 (January 14, 2003, 68 FR 1858) for the public lands within the State of Colorado. The supplementary rules relate to the illegal use of alcohol and drugs on the public lands. The amended supplementary rules are necessary to protect natural resources and the health and safety of public land users. These amended supplementary rules will allow BLM personnel to continue enforcement of existing public land regulations pertaining to alcohol and drug use in a manner consistent with current state laws as contained in the Colorado Revised Statutes.

**DATES:** These rules are effective March 2, 2007.

#### **FOR FURTHER INFORMATION CONTACT:**

Dorothy Bensusan, Bureau of Land Management, 2850 Youngfield Street, Lakewood, Colorado 80215, telephone (303) 239-3893. Persons who use a telecommunications device for the deaf (TDD) may contact this individual by calling the Federal Information Relay Service (FIRS) at (800) 877-8339, 24 hours a day, 7 days a week.

#### **SUPPLEMENTARY INFORMATION:**

- I. Public Comment
- II. Background
- III. Procedural Matters

#### **I. Public Comment**

These supplementary rules were published as proposed in the **Federal Register** on October 11, 2006 (71 FR 59811), and were open for public comment for 60 days, ending December 11, 2006. No comments were received by the due date. Accordingly, these rules are being published as final.

#### **II. Background**

The BLM, Colorado, published final supplementary rules in 2003 that

prohibited certain activities related to drug and alcohol use on public lands in the state. Since that publication, state legislation has been passed that is more restrictive in several of these areas, and as a result the existing supplemental rules are no longer in concurrence with state law. These amended supplementary rules will correct this, and further promote consistency between the BLM and other agencies, including the Colorado Division of Wildlife, Colorado State Parks, Colorado State Patrol, and various County Sheriff Offices where working relationships and partnerships in public land management exist.

In keeping with the BLM's performance goal of reducing threats to public health, safety, and property, these amended supplementary rules are necessary to protect the natural resources and allow for safe public recreation and public health; to reduce the potential for damage to the environment; and to enhance the safety of visitors and neighboring residents.

Alcohol-related offenses are a growing problem on the public lands. Unlawful consumption of alcohol and drugs has the potential to pose a significant health and safety hazard to all users. Operation of motor vehicles while under the influence of alcohol or drugs can result in the destruction of natural resources and property, and/or serious physical injury or death.

Of special concern is the use of firearms by persons under the influence of alcohol or drugs, or in violation of state law. Vandalism to public land resources as a result of firearm use, and the clear risks to public safety, demonstrate the need for greater regulation of these activities. Possession of drug paraphernalia has frequently been linked to other illegal use of controlled substances, including cultivation, manufacture or possession for distribution. The BLM, in keeping with the National Drug Control policy, intends to continue efforts to reduce illegal use of controlled substances on public lands. These amended supplementary rules will provide an avenue for consistent application and enforcement of alcohol and drug regulations on public lands, further enhancing public safety by all public land users.

### III. Procedural Information

#### *Executive Order 12866, Regulatory Planning and Review*

These amended supplementary rules are not a significant regulatory action and are not subject to review by the Office of Management and Budget under

Executive Order 12866. These amended rules will not have an effect of \$100 million or more on the economy. They are directed at preventing unlawful personal behavior on public lands, for purposes of protecting public health and safety. They will not adversely affect, in a material way, the economy, productivity, competition, jobs, the environment, public health or safety, or state, local, or tribal governments or communities. These final supplementary rules will not create a serious inconsistency or otherwise interfere with an action taken or planned by another agency. The amended supplementary rules do not alter the budgetary effects of entitlements, grants, user fees, or loan programs or the right or obligations of their recipients; nor do they raise novel legal or policy issues. The amended supplementary rules merely revise the existing rules to be consistent with the Colorado Revised Statutes, as applied to public land management.

#### *National Environmental Policy Act*

BLM has prepared an environmental assessment (EA) and a Finding of No Significant Impact (FONSI) finding that the final supplementary rules will not constitute a major Federal action significantly affecting the quality of the human environment under section 102(2)(C) of the Environmental Protection Act of 1969 (NEPA), 42 U.S.C. 4332(2)(C). The final supplementary rules will enable BLM law enforcement personnel to cite persons for unlawful possession/use of alcohol or drugs on public lands for the purpose of protecting public health and safety. BLM has placed the EA and the FONSI on file in the BLM Administration Record at the address specified in the ADDRESSES section.

#### *Regulatory Flexibility Act*

Congress enacted the Regulatory Flexibility Act of 1980, as amended, 5 U.S.C. 601–612, (RFA) to ensure that Government regulations do not unnecessarily or disproportionately burden small entities. The RFA requires a regulatory flexibility analysis if a rule would have a significant economic impact, either detrimental or beneficial, on a substantial number of small entities. The final supplementary rules do not pertain specifically to commercial or governmental entities of any size, but contain rules to protect the health and safety of individuals, property, and resources on the public lands. Therefore, BLM has determined under the RFA that these final supplementary rules will not have a

significant economic impact on a substantial number of small entities.

#### *Small Business Regulatory Enforcement Fairness Act (SBREFA)*

These supplementary rules do not constitute a "major rule" as defined at 5 U.S.C. 804(2). Again, the supplementary rules pertain only to individuals who may wish to use alcohol or drugs on the public lands. In this respect, the regulation of such use is necessary to protect the public lands and facilities and those, including small business concessionaires and outfitters, who use them. The supplementary rules have no effect on business, commercial, or industrial use of the public lands.

#### *Unfunded Mandates Reform Act*

These final supplementary rules do not impose an unfunded mandate on state, local, or tribal governments or the private sector of more than \$100 million per year; nor do these interim final supplementary rules have a significant or unique effect on state, local, or tribal governments or the private sector. The supplementary rules do not require anything of state, local, or tribal governments. Therefore, BLM is not required to prepare a statement containing the information required by the Unfunded Mandates Reform Act (2 U.S.C. 1531 *et seq.*).

#### *Executive Order 12630, Governmental Actions and Interference With Constitutionally Protected Property Rights (Takings)*

The final supplementary rules do not represent a government action capable of interfering with constitutionally protected property rights. The supplementary rules do not address property rights in any form, and do not cause the impairment of anyone's property rights. Therefore, the BLM has determined that the supplementary rules would not cause a taking of private property or require further discussion of takings implications under this Executive Order.

#### *Executive Order 13132, Federalism*

The final supplementary rules will not have a substantial direct effect on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government. The supplementary rules apply in only one state, Colorado, and do not address jurisdictional issues involving the Colorado State government. Therefore, in accordance with Executive Order 13132, the BLM has determined that these final supplementary rules do not

have sufficient Federalism implications to warrant preparation of a Federalism Assessment.

*Executive Order 12988, Civil Justice Reform*

Under Executive Order 12988, the Colorado State Office of the BLM has determined that these final supplementary rules would not unduly burden the judicial system and that they meet the requirements of sections 3(a) and 3(b)(2) of the Order.

*Executive Order 13175, Consultation and Coordination With Indian Tribal Governments*

In accordance with E.O. 13175, we have found that these final supplementary rules do not include policies that have tribal implications. Since the supplementary rules do not change BLM policy and do not involve Indian reservation lands or resources, we have determined that the government-to-government relationships would remain unaffected. The supplementary rules only prohibit the use of alcoholic beverages and illegal drugs on public lands.

*Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use*

These final supplementary rules do not comprise a significant energy action. The rules will not have an adverse effect on energy supplies, production, or consumption. They only address use of alcoholic beverages and drugs on public lands, and have no conceivable connection with energy policy.

*Paperwork Reduction Act*

These final supplementary rules do not contain information collection requirements that the Office of Management and Budget must approve under the Paperwork Reduction Act of 1995, 44 U.S.C. 3501 *et seq.*

*Author*

The principal author of these supplementary rules is State Staff Ranger Dorothy Bensusan, Bureau of Land Management.

For the reasons stated in the Preamble, and under the authority of 43 CFR 8365.1–6, the Colorado State Director, Bureau of Land Management, issues supplementary rules for public lands in Colorado, to read as follows:

*Supplementary Rules on Public Lands in Colorado*

A. You must not violate any state laws relating to the purchase, possession, use or consumption of alcohol.

B. You must not operate a motor vehicle while under influence of alcohol, in violation of any state law.

C. You must not possess any drug paraphernalia, in violation of any state law.

D. You must not possess or discharge a firearm or explosive device in violation of any state Law.

E. Penalties. On public lands under section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a) and 43 CFR 8360.0–7), any person who violates any of these supplementary rules may be tried before a United States Magistrate and fined no more than \$1,000 or imprisoned for no more than 12 months, or both. Such violations may also be subject to enhanced fines provided for by 18 U.S.C. 3571.

Dated: February 26, 2007.

**Sally Wisely,**

*Colorado State Director, Bureau of Land Management.*

[FR Doc. 07–939 Filed 3–1–07; 8:45 am]

**BILLING CODE 4310–JB–M**

**DEPARTMENT OF THE INTERIOR**

**Bureau of Land Management**

**[ID310–06–1640–HQ]**

**Notice of Emergency Closure/Restriction Order**

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

**ACTION:** Notice of Emergency Closure/Restriction Order.

**SUMMARY:** Pursuant to 43 CFR 8364.1, the Bureau of Land Management (BLM) Upper Snake Field Office (USFO) will temporarily close parts of four sections of public lands to car and truck traffic. This closure will cut off of certain roads to target shooting. BLM is taking this action because of uncontrolled, open, illegal dumping by members of the public of unwanted and waste items. Any person who fails to comply with a closure or restriction order issued under this authority may be subject to the penalties provided in 43 CFR 8360.0–7. The closure is effective immediately upon publication of this notice in the **Federal Register**.

**SUPPLEMENTARY INFORMATION:** Annually, the BLM buries or removes 20 to 50 dumped dead animals and about 10 tons

of solid waste from the public lands near North Menan Butte, a National Natural Landmark. The waste originates from the public, who bring and leave propane tanks, hot water heaters, computers, televisions, washers, dryers, car batteries, paint cans and other waste objects. Target shooters use this waste to shoot at and leave shell casings littering the landscape. This area is now a health and safety hazard due to dumping, shooting, and the potential for disease transmission from uncovered dead animal carcasses. This waste has also attracted hazardous waste dumping in recent years.

BLM proposes to close the following sections:

**Boise Meridian, Idaho**

T. 6 N., R. 38 E.,

Section 27 (all) in Madison County,

Sections 28 (parts) in Jefferson County, and

T. 5 N., R. 38 E.,

Sections 4 (all) and 5 (parts) in Jefferson

County.

Signs will be placed on the highway and at the site explaining the road and target shooting closures. Fences and road barriers will be installed that will allow for continued access by ATVs, motorcycles, equestrian use, and foot traffic in the southern portion.

**Exemptions:** Persons who are exempt from this restriction include: Any federal, state or local officer or employee acting within the scope of their duties; members of any organized rescue or fire-fighting force in the performance of an official duty; any person holding written authorization from the BLM.

**EFFECTIVE DATE:** This temporary closure will be effective the date this notice is published in the **Federal Register** and will remain in effect for three years from the date of publication or until rescinded or modified by the authorized officer or designated Federal officer.

**Additional Information:** Additional information concerning the emergency closure is available by contacting Dan Kotansky at the BLM Upper Snake Field Office, 1405 Hollipark Drive, Idaho Falls, Idaho 83401, or by calling (208) 524–7500.

(Authority: 43 CFR 8364.1. Violators of this closure order are punishable by a fine not to exceed \$1,000 and/or imprisonment not to exceed 12 months. 43 CFR 8360.0–7.)

Dated: January 11, 2007.

**Wendy Reynolds,**

*Upper Snake Field Manager.*

[FR Doc. E7–3641 Filed 3–1–07; 8:45 am]

**BILLING CODE 4310–GG–P**