

collections of information which require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

VI. Statutory Basis

The amendment to Rule 3a12-8 is being proposed pursuant to 15 U.S.C. 78a *et seq.*, particularly sections 3(a)(12) and 23(a), 15 U.S.C. 78c(a)(12) and 78w(a).

List of Subjects in 17 CFR Part 240

Reporting and recordkeeping requirements, Securities.

Text of the Proposed Amendment

For the reasons set forth in the preamble, the Commission is proposing to amend part 240 of Chapter II, Title 17 of the Code of Federal Regulations as follows:

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

1. The authority citation for part 240 continues to read in part as follows:

Authority: 15 U.S.C. 77c, 77d, 77g, 77j, 77s, 77z-2, 77eee, 77ggg, 77nnn, 77sss, 77ttt, 78c, 78d, 78f, 78i, 78j, 78j-1, 78k, 78k-1, 78l, 78m, 78n, 78o, 78p, 78q, 78s, 78u-5, 78w, 78x, 78ll(d), 78mm, 79q, 79t, 80a-20, 80a-23, 80a-29, 80a-37, 80b-3, 80b-4 and 80b-11, unless otherwise noted.

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2. Section 240.3a12-8 is amended by removing the word "or" at the end of paragraph (a)(1)(xviii), removing the "period" at the end of paragraph (a)(1)(xix) and adding "; or" in its place, and adding paragraph (a)(1)(xx), to read as follows:

§ 240.3a12-8 Exemption for designated foreign government securities for purposes of futures trading.

(a) * * *

(1) * * *

(xx) The Kingdom of Belgium.

* * * * *

By the Commission.

Dated: June 8, 1998.

Margaret H. McFarland,
Deputy Secretary.

Note: Appendix A to the Preamble will not appear in the Code of Federal Regulations.

Appendix A—Regulatory Flexibility Act Certification

I, Arthur Levitt, Jr., Chairman of the Securities and Exchange Commission, hereby certify, pursuant to 5 U.S.C. 605(b), that the proposed amendment to Rule 3a12-8 ("Rule") under the Securities Exchange Act

of 1934 ("Exchange Act") set forth in Securities Exchange Act Release No. 40077, which would define the government debt securities of the Kingdom of Belgium ("Belgium") as exempted securities under the Exchange Act for the purpose of trading futures on such securities, will not have a significant economic impact on a substantial number of small entities for the following reasons. First, the proposed amendment imposes no record-keeping or compliance burden in itself and merely allows, in effect, the marketing and trading in the United States of futures contracts overlying the government debt securities of Belgium. Second, because futures contracts on the nineteen countries whose debt obligations are designated as "exempted securities" under the Rule, which already can be traded and marketed in the U.S., still will be eligible for trading under the proposed amendment, the proposal will not affect any entity currently engaged in trading such futures contracts. Third, because those primarily interested in trading such futures contracts are large, institutional investors, neither the availability nor the unavailability of these futures products will have a significant economic impact on a substantial number of small entities, as that term is defined for broker-dealers in 17 CFR 240.0-10.

Dated: June 4, 1998.

Arthur Levitt, Jr.,
Chairman.

[FR Doc. 98-15827 Filed 6-14-98; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

25 CFR Part 11

RIN 1076-AD76

Law and Order on Indian Reservations; Correction

AGENCY: Bureau of Indian Affairs.

ACTION: Correction to proposed regulations.

SUMMARY: This document contains corrections to the proposed regulations which were published Friday, July 5, 1996 (61 FR 35158) and corrections to the proposed regulations which were published Wednesday, February 26, 1997 (62 FR 8665) and Friday, November 14, 1997 (62 FR 61057). The proposed rule amends regulations governing Courts of Indian Offenses.

DATES: Comments must be received on or before July 15, 1998.

ADDRESSES: Comments are to be mailed to Bettie Rushing, Office of Tribal Services, Bureau of Indian Affairs, 1849

C Street, NW, MS 4641-MB, Washington, DC 20240; or, hand delivered to Room 4641 at the same address.

FOR FURTHER INFORMATION CONTACT: Bettie Rushing, Bureau of Indian Affairs (202) 208-4400.

SUPPLEMENTARY INFORMATION:

Background

The proposed rule that is the subject of these corrections supersedes 25 CFR 11.100(a) and affects those tribes that have exercised their inherent sovereignty by removing the names of those tribes from the list of Courts of Indian Offenses.

The Assistant Secretary-Indian Affairs, or his designee, has received law and order codes adopted by the Absentee Shawnee Tribe of Indians, the Cheyenne-Arapaho Tribe, the Citizen Band of Potawatomi Indians, the Iowa Tribe, the Kaw Tribe, the Kickapoo Tribe, the Otoe-Missouri Tribe, and the Pawnee Tribe, all of Oklahoma, the Quechan Indian Tribe in Arizona and California, and the Yomba Shoshone Tribe in Nevada, in accordance with their constitutions and by-laws and approved by the appropriate bureau official. The Assistant Secretary-Indian Affairs recognizes that these courts were established in accordance with the tribe's constitutions and by-laws.

Inclusion in § 11.100, Where are Courts of Indian Offenses established?, does not defeat the inherent sovereignty of a tribe to establish tribal courts and exercise jurisdiction under tribal law. *Tillett v. Lujan*, 931 F.2d 636, 640 (10th Cir. 1991) (CFR courts "retain some characteristics of an agency of the federal government" but they "also function as tribal courts"); *Combrink v. Allen*, 20 Indian L. Rep. 6029, 6030 (Ct. Ind. App., Tonkawa, Mar. 5, 1993) (CFR court is a "federally administered tribal court"); *Ponca Tribal Election Board v. Snake*, 17 Indian L. Rep. 6085, 6088 (Ct. Ind. App., Ponca, Nov. 10, 1988) ("The Courts of Indian Offenses act as tribal courts since they are exercising the sovereign authority of the tribe for which the court sits."). Such exercise of inherent sovereignty and the establishment of tribal courts shall comply with the requirements in 25 CFR 11.100(c).

Need for Correction

As published, the proposed rule contains errors which may prove to be misleading and are in need of clarification.

Correction of Publication

Accordingly, the publication on November 14, 1997 of the corrections to the proposed regulations, (62 FR 61057) is further corrected as follows:

§ 11.100(a) [Corrected]

On page 61057 and 61058, §11.100 (a) is corrected to read as follows:

§ 11.100 Where are Courts of Indian Offenses established?

(a) Unless indicated otherwise in this part, the regulations in this part apply to the Indian country (as defined in 18 U.S.C. 1151) occupied by the following tribes:

- (1) Red Lake Band of Chippewa Indians (Minnesota).
- (2) Te-Moak Band of Western Shoshone Indians (Nevada).
- (3) Kootenai Tribe (Idaho).
- (4) Shoalwater Bay Tribe (Washington).
- (5) Eastern Band of Cherokee Indians (North Carolina).
- (6) Ute Mountain Ute Tribe (Colorado).
- (7) Hoopa Valley Tribe, Yurok Tribe and Coast Indian Community of California (California jurisdiction limited to special fishing regulations).
- (8) Louisiana Area (includes Coushatta and other tribes located in the State of Louisiana which occupy Indian country and which accept the application of this part); Provided that this part shall not apply to any Louisiana tribe other than the Coushatta Tribe until notice of such application has been published in the **Federal Register**.
- (9) For the following tribes located in the former Oklahoma Territory (Oklahoma):
 - (i) Apache Tribe of Oklahoma.
 - (ii) Caddo Tribe of Oklahoma.
 - (iii) Comanche Tribe of Oklahoma (Except Comanche Children's Court).
 - (iv) Delaware Tribe of Western Oklahoma.
 - (v) Fort Sill Apache Tribe of Oklahoma.
 - (vi) Kiowa Tribe of Oklahoma.
 - (vii) Ponca Tribe of Oklahoma.
 - (viii) Tonkawa Tribe of Oklahoma.
 - (ix) Wichita and Affiliated Tribes of Oklahoma.
- (10) For the following tribes located in the former Indian Territory (Oklahoma):
 - (i) Chickasaw Nation.
 - (ii) Choctaw Nation.
 - (iii) Thlopthlocco Tribal Town.
 - (iv) Seminole Nation.
 - (v) Eastern Shawnee Tribe.
 - (vi) Miami Tribe.
 - (vii) Modoc Tribe.
 - (viii) Ottawa Tribe.
 - (ix) Peoria Tribe.

- (x) Quapaw Tribe.
- (xi) Wyandotte Tribe.
- (xii) Seneca-Cayuga Tribe.
- (xiii) Osage Tribe.

* * * * *

Dated: June 4, 1998.

Kevin Gover,

Assistant Secretary—Indian Affairs.

[FR Doc. 98-15833 Filed 6-12-98; 8:45 am]

BILLING CODE 4310-02-P

DEPARTMENT OF THE INTERIOR**Office of Surface Mining Reclamation and Enforcement****30 CFR Part 914**

[SPATS No. IN-128-FOR; Amendment No. 95-6]

Indiana Regulatory Program

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Proposed rule; withdrawal of proposed amendment.

SUMMARY: OSM is announcing the withdrawal of a proposed amendment to the Indiana regulatory program (hereinafter the "Indiana program") under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The amendment concerned revisions to the Indiana rules pertaining to identification of interests, compliance information, and permit conditions. Indiana is withdrawing the amendment at its own initiative.

FOR FURTHER INFORMATION CONTACT:

Andrew R. Gilmore, Director, Indianapolis Field Office, Telephone: (317) 226-6700.

SUPPLEMENTARY INFORMATION: By letter dated February 18, 1997 (Administrative Record No. IND-1555), the Indiana Department of Natural Resources (IDNR) submitted a proposed amendment to its program pursuant to SMCRA. Indiana submitted the proposed amendment in response to a letter dated May 11, 1989 (Administrative Record No. IND-0644), that OSM sent to Indiana in accordance with 30 CFR 732.17(c), and at its own initiative. Indiana proposed to amend the provisions of the Indiana Administrative Code (IAC) concerning identification of interests, compliance information, and permit conditions for surface and underground coal mining.

OSM announced receipt of the proposed amendment in the March 13, 1997, **Federal Register** (62 IAC 11807) and invited public comment on its adequacy. The public comment period ended April 14, 1997.

By letter dated June 24, 1997 (Administrative Record No. IND-1576), OSM notified Indiana that the U.S. Court of Appeals for the district of Columbia Circuit invalidated the language of the Federal regulations upon which the proposed revisions were based. On May 21, 1998 (Administrative Record No. IND-1610), Indiana requested that the proposed amendment be withdrawn. Indiana will submit a revised version of the amendment after OSM completes its revisions to the Federal regulations pertaining to ownership and control. Therefore, the proposed amendment announced in the March 13, 1997, **Federal Register** is withdrawn.

List of Subjects in 30 CFR Part 914

Intergovernmental relations, Surface mining, Underground mining.

Dated: June 5, 1998.

Charles E. Sandberg,

Acting Regional Director, Mid-Continent Regional Coordinating Center.

[FR Doc. 98-15763 Filed 6-12-98; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF THE INTERIOR**Office of Surface Mining Reclamation and Enforcement****30 CFR Part 948**

[WV-080-FOR]

West Virginia Permanent Regulatory Program

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Proposed rule; public comment period and opportunity for public hearing.

SUMMARY: OSM is announcing receipt of a proposed amendment to the West Virginia permanent regulatory program (hereinafter referred to as the West Virginia program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The amendment consists of the revisions to the West Virginia Surface Mining Reclamation Regulations. The amendments are intended to improve the operational efficiency of the West Virginia program.

DATES: Written comments must be received on or before 4:00 p.m. July 15, 1998. If requested, a public hearing on the proposed amendments will be held at 1:00 p.m. on July 10, 1998. Requests to present oral testimony at the hearing must be received on or before 4:00 p.m. on June 30, 1998.