

**Executive Order 12988**

This proposed rule has been reviewed under Executive Order 12988, Civil Justice Reform. If this proposed rule is adopted: (1) All State and local laws and regulations that are inconsistent with this rule will be preempted; (2) no retroactive effect will be given to this rule; and (3) administrative proceedings will not be required before parties may file suit in court challenging this rule.

**Paperwork Reduction Act**

This proposed rule contains no new information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

**List of Subjects****7 CFR Part 360**

Imports, Plants (Agriculture), Quarantine, Reporting and recordkeeping requirements, Transportation, Weeds.

**7 CFR Part 361**

Agricultural commodities, Imports, Labeling, Quarantine, Reporting and recordkeeping requirements, Seeds, Vegetables, Weeds.

Accordingly, we are proposing to amend 7 CFR parts 360 and 361 as follows:

**PART 360—NOXIOUS WEED REGULATIONS**

1. The authority citation for part 360 would continue to read as follows:

**Authority:** 7 U.S.C. 2803 and 2809; 7 CFR 2.22, 2.80, and 371.2(c).

**§ 360.200 [Amended]**

2. In § 360.200, paragraph (c) would be amended by adding, in alphabetical order, an entry for “*Homeria* spp.”.

**PART 361—IMPORTATION OF SEED AND SCREENINGS UNDER THE FEDERAL SEED ACT**

3. The authority citation for part 361 would continue to read as follows:

**Authority:** 7 U.S.C. 1581–1610; 7 CFR 2.22, 2.80, and 371.2(c).

**§ 361.6 [Amended]**

4. In § 361.6, paragraph (a)(1) would be amended by adding, in alphabetical order, an entry for “*Homeria* spp.”.

Done in Washington, DC, this 16th day of December 1999.

**Bobby R. Acord,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 99–33423 Filed 12–23–99; 8:45 am]

**BILLING CODE 3410–34–U**

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****15 CFR Part 922****Initiation of Review of Management Plan/Regulations of the Gray's Reef National Marine Sanctuary; Intent To Prepare Draft Environmental Impact Statement and Management Plan; Scoping Meetings**

**AGENCY:** Office of Ocean and Coastal Resource Management (OCRM), National Ocean Service (NOS), National Oceanic and Atmospheric Administration, Department of Commerce (DOC).

**ACTION:** Scoping meetings.

**SUMMARY:** The Gray's Reef National Marine Sanctuary (GRNMS or Sanctuary) was designated in January 1981, and consists of 17 square nautical miles of open ocean and live bottom habitat approximately 17.5 nautical miles east of Sapelo Island, Georgia. The present management plan for the Sanctuary was completed in 1983. In accordance with Section 304(e) of the National Marine Sanctuaries Act, as amended, (NMSA) (16 U.S.C 1431 *et seq.*), the Marine Sanctuaries Division (MSD) of the National Oceanic and Atmospheric Administration (NOAA) is initiating a review of the management plan, to evaluate substantive progress toward implementing the goals for the Sanctuary, and to make revisions to the plan and regulations as necessary to fulfill the purposes and policies of the NMSA.

The proposed revised management plan will likely involve changes to existing policies and regulations of the Sanctuary, to address contemporary issues and challenges, and to better protect and manage the Sanctuary's resources and qualities. The review process is composed of four major stages: information collection and characterization; preparation and release of a draft management plan/environmental impact statement, and any proposed amendments to the regulations; public review and comment; preparation and release of a final management plan/environmental impact statement, and any final amendments to the regulations. NOAA anticipates that completion of the revised management plan and concomitant documents will require approximately eighteen to twenty-four months. NOAA has already conducted five public scoping meetings (as announced in the document in 64 FR 63262, November 17, 1999) to gather

information and other comments from individuals, organizations, and government agencies on the scope, types and significance of issues related to the sanctuary's management plan and regulations. Because of the interest of individuals in other communities in Georgia, NOAA has decided to conduct three additional scoping meetings.

**DATES:** Written comments should be received on or before February 1, 2000.

Scoping meetings will be held:

- (1) Tuesday, January 11, 2000, 7:00 p.m. in Statesboro, GA
- (2) Wednesday, January 12, 2000, 7:00 p.m. in Savannah, GA
- (3) Thursday, January 13, 2000, 7:00 p.m. in Savannah, GA

**ADDRESSES:** Written comments may be sent to the Gray's Reef National Marine Sanctuary (Management Plan Review), 10 Ocean Science Circle, Savannah, Georgia 31411. Comments will be available for public review at the same address.

Scoping meetings will be held at:

- (1) William James Education Complex, 150 Williams Road, Statesboro, GA
- (2) Georgetown Elementary School, 1516 King George Blvd., Savannah, GA
- (3) Marshpoint Elementary School, 135 Whitmarsh Island Road, Savannah, GA

**FOR FURTHER INFORMATION CONTACT:**

Becky Shortland, Planning and Outreach Coordinator, at (912) 598–2381 or 2345; Becky.Shortland@noaa.gov

**Authority:** 16 U.S.C. Section 1431 *et seq.* (Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)

Dated: December 20, 1999.

**Ted Lillestolen,**

*Deputy Assistant Administrator for Ocean Services and Coastal Zone Management.*

[FR Doc. 99–33424 Filed 12–23–99; 8:45 am]

**BILLING CODE 3510–08–M**

**NATIONAL INDIAN GAMING COMMISSION****25 CFR Part 504**

**RIN 3141–AA04**

**Classification of Games**

**AGENCY:** National Indian Gaming Commission.

**ACTION:** Proposed rule; Notice of extension of time and notice of hearing.

**SUMMARY:** On November 10, 1999, the National Indian Gaming Commission (Commission) issued a Notice of Proposed Rulemaking (64 FR 61234,

November 10, 1999) proposing regulations that will establish a formal process for the classification of games played on Indian lands under the Indian Gaming Regulatory Act (Act). The date for filing comments is being extended and one hearing will be held.

**DATES:** Comments shall be filed on or before February 24, 2000. A hearing shall be held on January 24, 2000, from 9:30 a.m. to 4 p.m. at the DoubleTree Warren Hotel, 6110 South Yale, Tulsa, Oklahoma.

**ADDRESSES:** Comments and requests to participate in the hearing may be mailed to: Game Classification Comments, National Indian Gaming Commission, 1441 L Street, N.W., Suite 9100, Washington, D.C. 20005, delivered to that address between 8:30 a.m. and 5:30 p.m., Monday through Friday, or faxed to 202/632-7066 (this is not a toll-free number). Comments received may be inspected between 9:00 a.m. and noon, and between 2:00 p.m. and 5:00 p.m., Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Penny J. Coleman at 202/632-7003; fax 202/632-7066 (these are not toll-free numbers).

**SUPPLEMENTARY INFORMATION:** The Indian Gaming Regulatory Act (IGRA, or the Act), enacted on October 17, 1988, established the National Indian Gaming Commission (Commission). Under the Act, the Commission is charged with regulating class II gaming and certain aspects of class III gaming on Indian lands. The proposed regulations establish a formal, administrative process for deciding whether a game is a Class II or III game and allow the Commission to discontinue the current advisory classification opinion process. Several commenters have requested more time to prepare their comments on the proposed regulations. Several have also requested the opportunity to present their views directly to the Commissioners in a hearing. The Commission has determined that these regulations are of such significance that the commenters should be given additional time to determine and present their views in writing and at a hearing. Persons wishing to present their views at the hearings should contact the Commission.

**Montie R. Deer,**

*Chairman, National Indian Gaming Commission.*

[FR Doc. 99-33428 Filed 12-23-99; 8:45 am]

**BILLING CODE 7565-01-P**

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 938

[PA-128-FOR]

#### Pennsylvania 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 the receipt of a proposed amendment to the Pennsylvania Regulatory Program (hereinafter referred to as the Pennsylvania program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA), 30 U.S.C. 1201 *et seq.*, as amended. Pennsylvania has submitted this proposed amendment to reflect changes made to regulations in the Pennsylvania program through the Department's Regulatory Basics Initiative (RBI). Under this initiative, regulations were revised because they were considered to be unclear, unnecessary or more stringent than the corresponding Federal regulation. The RBI resulted in the following rulemaking:

Coal Mining—Areas Unsuitable for Mining, *Pennsylvania Bulletin*, Vol. 29, No. 41, October 9, 1999.

**DATES:** Written comments must be received by 4:00 p.m., on January 26, 2000. If requested, a public hearing on the proposed amendment will be held on January 21, 2000. Requests to speak at the hearing must be received by 4:00 p.m., on January 11, 2000.

**ADDRESSES:** Written comments and requests to testify at the hearing should be mailed or hand-delivered to Mr. Robert J. Biggi, Director, Harrisburg Field Office at the first address listed below. Our practice is to make comments, including names and home addresses of respondents, available for public review during regular business hours. Individual respondents may request that we withhold their home address from the rulemaking [or administrative] record, which we will honor to the extent allowable by law. There also may be circumstances in which we would withhold from the rulemaking [or administrative] record a respondent's identity, as allowable by law. If you wish us to withhold your name and/or address, you must state this prominently at the beginning of your comment. However, we will not consider anonymous comments. We

will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public inspection in their entirety.

Copies of the Pennsylvania program, the proposed amendment, a listing of any scheduled public meeting or hearing, and all written comments received in response to this notice will be available for public review at the addresses listed below during normal business hours, Monday through Friday, excluding holidays:

Office of Surface Mining Reclamation and Enforcement, Harrisburg Field Office, Third Floor, Suite 3C, Harrisburg Transportation Center, 415 Market Street, Harrisburg, Pennsylvania 17101, Telephone: (717) 782-4036.

Pennsylvania Department of Environmental Protection, Bureau of Mining and Reclamation, Rachel Carson State Office Building, Post Office Box 8461, Harrisburg, Pennsylvania 17105-8461, Telephone: (717) 787-5103.

Each requester may receive, free of charge, one copy of the proposed amendment by contacting the OSM Harrisburg Field Office.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert J. Biggi, Director Harrisburg Field Office, Telephone: (717) 782-4036.

#### SUPPLEMENTARY INFORMATION:

##### I. Background on the Pennsylvania Program

On July 30, 1982, the Secretary of the Interior conditionally approved the Pennsylvania program. Background on the Pennsylvania program, including the Secretary's findings and the disposition of comments, can be found in the July 30, 1982, **Federal Register** (47 FR 33079). Subsequent actions concerning the Pennsylvania program amendments are identified at 30 CFR 938.15.

##### II. Discussion of the Proposed Amendment

By letter dated November 22, 1999 (Administrative Record No. PA-861.03, the Pennsylvania Department of Environmental Protection (PADEP) submitted a proposed amendment to its program regarding rules related to Areas Unsuitable for Mining because of the department's Regulatory Basics Initiative (RBI). Under the RBI, regulations were revised because they were considered unclear, unnecessary or were more stringent than the corresponding federal regulations.

The changes proposed by PADEP in this amendment apply to the following parts of the Pennsylvania program: 25