

### 2.10 Are There Any Contracts or Agreements That Cannot Receive ISDF?

Yes. Self-determination contracts or self-governance agreements that receive appropriated funds from other Department of the Interior bureaus, offices, or other sources are not eligible to receive ISDF.

### 2.11 Are There Any Guidelines That Can Be Used To Help Provide Technical Assistance?

Yes. Use the "Guidance for Contract Support Costs" handbook to assist in the negotiation and providing technical assistance for startup cost. You may obtain a copy of this handbook by calling the telephone number provided in the **FOR FURTHER INFORMATION CONTACT** section.

### 2.12 What Happens to an Incomplete ISDF Request?

The request will be returned to the office of origin for proper completion and resubmission.

Dated: March 15, 2005.

**Michael D. Olsen,**

*Acting Principal Deputy Assistant Secretary—Indian Affairs.*

[FR Doc. 05-5841 Filed 3-23-05; 8:45 am]

**BILLING CODE 4310-4J-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### California Bay-Delta Public Advisory Committee Public Meeting

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice of meeting.

**SUMMARY:** In accordance with the Federal Advisory Committee Act, the California Bay-Delta Public Advisory Committee will meet jointly with the California Bay-Delta Authority on April 13 and 14, 2005. The agenda for the joint meeting will include reports from the Director, the Lead Scientist, and the Bay-Delta Public Advisory Committee Subcommittees; updates on the Delta Improvements Package and the State Water Plan; and discussions leading to recommendations on several grant awards, the Finance Plan, and the Multi-Year Program Plans with State and Federal agency representatives.

**DATES:** The meeting will be held on Wednesday, April 13, 2005, from 9 to 4 p.m., and on Thursday, April 14, 2005, from 9 a.m. to 4 p.m. If reasonable accommodation is needed due to a disability, please contact Pauline Nevins at (916) 445-5511 or TDD (800) 735-

2929 at least 1 week prior to the meeting.

**ADDRESSES:** The meeting will be held at the Sheraton Grand Hotel, 1230 J Street, Sacramento, California.

**FOR FURTHER INFORMATION CONTACT:** Jamie Cameron-Harley, California Bay-Delta Authority, at 916-445-5511, or Diane Buzzard, Bureau of Reclamation, at 916-978-5022.

**SUPPLEMENTARY INFORMATION:** The Committee was established to provide recommendations to the Secretary of the Interior, other participating Federal agencies, the Governor of the State of California, and the California Bay-Delta Authority on implementation of the CALFED Bay-Delta Program. The Committee makes recommendations on annual priorities, integration of the eleven Program elements, and overall balancing of the four Program objectives of ecosystem restoration, water quality, levee system integrity, and water supply reliability. The Program is a consortium of State and Federal agencies with the mission to develop and implement a long-term comprehensive plan that will restore ecological health and improve water management for beneficial uses of the San Francisco/Sacramento and San Joaquin Bay Delta.

Committee and meeting materials will be available on the California Bay-Delta Authority Web site at <http://calwater.ca.gov> and at the meeting. This meeting is open to the public. Oral comments will be accepted from members of the public at the meeting and will be limited to 3-5 minutes.

(Authority: The Committee was established pursuant to the Department of the Interior's authority to implement the Fish and Wildlife Coordination Act, 16 U.S.C. 661 *et. seq.*, the Endangered Species Act, 16 U.S.C. 1531 *et. seq.*, and the Reclamation Act of 1902, 43 USC 371 *et. seq.*, and the acts amendatory thereof or supplementary thereto, all collectively referred to as the Federal Reclamation laws, and in particular, the Central Valley Project Improvement Act, Public Law 102-575.)

Dated: March 3, 2005.

**Allan Oto,**

*Special Projects Officer, Mid-Pacific Region, U.S. Bureau of Reclamation.*

[FR Doc. 05-5799 Filed 3-23-05; 8:45 am]

**BILLING CODE 4310-MN-M**

## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### Orlando Ortega-Ortiz, M.D. Revocation of Registration

On February 20, 2004, the Deputy Assistant Administrator, Office of

Diversion Control, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Orlando Ortega-Ortiz, M.D. (Dr. Ortega-Ortiz) of Penuelas, Puerto Rico, notifying him of an opportunity to show cause as to why DEA should not revoke his DEA Certificate of Registration B07925766, as a practitioner, under 21 U.S.C. 824(a)(5) and deny any pending applications for renewal or modification of that registration. As a basis for revocation, the Order to Show Cause alleged that Dr. Ortega-Ortiz has been mandatorily excluded from participating in federal health programs pursuant to 42 U.S.C. 1320-7(a). The order also notified Dr. Ortega-Ortiz that should no request for a hearing be filed within 30 days, his hearing right would be deemed waived.

The Order to Show Cause was sent by certified mail to Dr. Ortega-Ortiz at his address of record at 656h Infanteria 319, Penuelas, Puerto Rico 00624. The letter was delivered to the registered address prior to April 1, 2004, and receipted for by Dr. Ortega-Ortiz. DEA has not received a request for a hearing or any other reply from Dr. Ortega-Ortiz or anyone purporting to represent him in this matter.

Therefore, the Deputy Administrator, finding that (1) 30 days have passed since the receipt of the Order to Show Cause, and (2) no request for a hearing having been received, concludes that Dr. Ortega-Ortiz is deemed to have waived his hearing right. *See* Samuel S. Jackson, D.D.S., 67 FR 65145 (2002); David W. Linder, 67 FR 12579 (2002). After considering material from the investigative file, the Deputy Administrator now enters her final order without a hearing pursuant to 21 CFR 1301.43(d) and (e) and 1301.46.

The Deputy Administrator finds that Dr. Ortega-Ortiz currently possesses DEA Certificate of Registration B07925766. The Deputy Administrator further finds that as a result of Dr. Ortega-Ortiz's fraudulent activities, pursuant to his guilty pleas, on September 17, 2002, he was convicted in the United States District Court, District of Puerto Rico of 11 counts of conspiring to solicit and receive kickbacks in relation to Medicare referrals, in violation of 18 U.S.C. 371. He was sentenced to three years probation and a \$7,500.00 fine.

As a result of Dr. Ortega-Ortiz's convictions, he was notified by the Department of Health and Human Services of his five-year mandatory exclusion from participation in the Medicare program pursuant to 42 U.S.C. 1320a-7(a). Exclusion from Medicare is an independent ground for revoking a DEA registration. 21 U.S.C. 824(a)(5);

see Johnnie Melvin Turner, M.D., 67 FR 71203 (2002). The underlying conviction forming the basis for a registrant's exclusion from participating in federal health care programs need not involve controlled substances for revocation under 21 U.S.C. 824(a)(5). See KK Pharmacy, 64 FR 49507 (1999); Stanley Dubin, D.D.S., 61 FR 60727 (1996).

Accordingly, the Deputy Administrator of the Drug Enforcement Administration, pursuant to the authority vested in her by 21 U.S.C. 823 and 824 and 28 CFR 0.100(b) and 0.104, hereby orders that DEA Certificate of Registration B07925766, issued to Orlando Ortega-Ortiz, M.D., be, and it hereby is, revoked. The Deputy Administrator further orders that any pending applications for renewal of such registration be, and they hereby are, denied. This order is effective April 25, 2005.

Dated: September 29, 2004.

**Michele M. Leonhart,**

*Deputy Administrator.*

**Editorial Note:** This document was received at the Office of the Federal Register on March 21, 2005.

[FR Doc. 05-5815 Filed 3-23-05; 8:45 am]

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## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review: Comment Request

March 10, 2005.

The Department of Labor (DOL) has submitted the following public information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. chapter 35). A copy of this ICR, with applicable supporting documentation, may be obtained by contacting Darrin King on 202-693-4129 (this is not a toll-free number) or e-mail: [king.darrin@dol.gov](mailto:king.darrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Occupational Safety and Health Administration (OSHA), Office of Management and Budget, Room 10235, Washington, DC 20503, 202-395-7316 (this is not a toll-free number), within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary

for the proper performance of the functions of the agency, including whether the information will have practical utility;

- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Agency:* Occupational Safety and Health Administration.

*Type of Review:* Extension of currently approved collection.

*Title:* Commercial Diving Operations (29 CFR part 1910, subpart T).

*OMB Number:* 1218-0069.

*Frequency:* On occasion and Annually.

*Type of Response:* Recordkeeping; Reporting; and Third party disclosure.

*Affected Public:* Business or other for-profit; Federal Government; and State, local, or tribal government.

*Number of Respondents:* 3,000.

*Number of Annual Responses:* 4,002,966.

*Estimated Time Per Response:* Varies from 3 minutes to replace the safe practices manual to 1 hour to develop a new manual.

*Total Burden Hours:* 205,397.

*Total Annualized Capital/Startup Costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* 29 CFR part 1910, subpart T ("the Subpart") contains a number of paperwork requirements. The following paragraphs describe these requirements; specify who uses them, and what purpose they serve.

Section 910.401(b). *Description of the requirement.* Allows employers to deviate from the requirements of the subpart to the extent necessary to prevent or minimize a situation that is likely to cause death, serious physical harm, or major environmental damage (but not situations in which purely economic or property damage is likely to occur). Employers must notify the OSHA Area Director within 48 hours of taking such action; this notification must describe the situation responsible for the deviation and the extent of the deviation from the requirements. On

request of the Area Director, employers must submit this information in writing.

Sections 1910.410(a)(3) and (a)(4).

*Description of the requirements.*

Paragraph (a)(3) requires employers to train all dive-team members in cardiopulmonary resuscitation and first aid (i.e., the American Red Cross standard course or equivalent), while paragraph (a)(4) specifies that employers train dive-team members exposed to hyperbaric conditions, or who control exposure of other employees to such conditions, in diving-related physics and physiology.

Section 1910.420(a). *Description of the requirement.* Under paragraph (a), employers must develop and maintain a safe-practices manual and make it available to each dive-team member at the dive location. In addition, for each diving mode used at the dive location, the manual must contain: safety procedures and checklists for diving operations; assignments and responsibilities of the dive-team members; equipment procedures and checklists; and emergency procedures for fire, equipment failures, adverse environmental conditions, and medical illness and injury.

Section 1910.421(b). *Description of the requirement.* Under this provision, employers are to keep at the dive location a list of telephone or call numbers for the following emergency facilities and services: An operational decompression chamber (when such a chamber is not at the dive location); accessible hospitals; available physicians and means of emergency transportation; and the nearest U.S. Coast Guard Rescue Coordination Center.

Section 1910.421(f). *Description of the requirement.* Requires employers to brief dive-team members on the diving-related tasks they are to perform, safety procedures for the diving mode used at the dive location, any unusual hazards or environmental conditions likely to affect the safety of the diving operation, and any modifications to operating procedures necessitated by the specific diving operation. Before assigning diving-related tasks, employers must ask each dive-team member about their current state of physical fitness, and inform the member about the procedure for reporting physical problems or adverse physiological effects during and after the dive.

Section 1910.421(h). *Description of the requirement.* When the diving operation occurs in an area capable of supporting marine traffic and occurs from a surface other than a vessel, employers are to display a rigid replica of the international code flag "A" that