

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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U.S. DISTRICT COURT
DISTRICT OF COLUMBIA
FEB 10 2 33 PM '02

ELOUISE PEPION COBELL, et al.,)
)
 Plaintiffs,)
)
 v.)
)
 GALE A. NORTON, Secretary of the)
 Interior, et al.,)
)
 Defendants.)

Case No. 1:96CV01285
(Judge Lamberth)

**NOTICE OF FILING BY THE DEPARTMENT OF THE INTERIOR
OF FEDERAL REGISTER NOTICES RELATED TO THE COLLECTION
OF INDIAN TRUST-RELATED RECORDS FROM THIRD PARTIES**

Interior Defendants hereby give notice of the filing of copies of (1) Notice in the Federal Register, dated February 6, 2002, entitled "Office of Historical Trust Accounting; Historical Accounting of Individual Indian Money Accounts: Collection of Documents Related to Oil and Gas Production on Allotted Lands" ("2/6/02 Notice") (annexed hereto as Attachment A); and (2) Notice in the Federal Register, dated May 5, 2003, entitled "Policy and Procedures for Collection of Missing Indian Trust-Related Records from Third Parties" ("5/5/03 Notice") (annexed hereto as Attachment B).

In the 2/6/02 Notice, the Department of the Interior requested, inter alia, "that anyone who possesses records related to the Individual Indian Money (IIM) trust funds . . . notify the Department, and . . . preserve and maintain such records indefinitely until further notice." 67 Fed. Reg. 5607 (2002). The request was particularly directed at "entities that have or had business with the Department or individual Indians involving the payment of money for use of or access to Indian allotted

lands, and would include entities in the oil and gas industry, the timber industry, farming and grazing operations, financial institutions, public utilities (e.g., gas, electric and telephone companies), Indian Tribes, other federal agencies, state and local government archives, and non-governmental depositories such as historical societies, and possibly others." The Notice added that, if responding entities preferred, "arrangements can be made for the Department to take custody of such records." Id. The stated purpose of the request was "to ensure that such records are not destroyed so that they may be used to support an accounting of IIM trust funds." Id.

The 5/5/03 Notice "establishes policy and procedures that the Department of the Interior (DOI) will follow to collect relevant, available Indian trust-related records from third parties to conduct a historical accounting of Individual Indian Monies (IIM) or Tribal Trust Accounts." 68 Fed. Reg. 23,756 (2003). In addition to discussing the procedures for collecting trust information, the Notice also describes certain initiatives taken by Interior, including (1) a March 2002 letter "sent to approximately 4,200 addresses derived from the *Oil and Gas Journal* subscription list" asking if the recipients "possessed records relating to production on individual-allotted Indian lands and requested an inventory of those records from 1887 to the present"; (2) an on-site survey conducted by OHTA staff of certain documents held in storage by a responding company "to determine what data may be available from third-party sources and to estimate their relevance to the historical accounting effort"; and (3) a presentation at an October 2002 conference of the Council of Petroleum Accountants Society at which information was presented describing the Office of Historical Trust Accounting and "its role in collecting missing information and in completing the historical accounting for IIM account holders." Id. at 23, 757.

Dated: June 13,2003

Respectfully submitted,

ROBERT D. McCALLUM
Acting Associate Attorney General
STUARTE. SCHIFFER
Deputy Assistant Attorney General
3. CHRISTOPHER KOHN
Director



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Attachment

A

Form	Number of respondents	Responses per respondent	Hours per response	Total burden hours
HRSA 99-2	60	1	14	840
HRSA 99-4	60	1	14	840
Total	60			3,600

Written comments and recommendations concerning the proposed information collection should be sent within 30 days of this notice to:

John Morrall, Human Resources and Housing Branch, Office of Management

and Budget, 725 17th St., NW, New Executive Office Building, Room 10235, Washington, DC 20503.

Dated: January 30, 2002.

Jane M. Harrison,

Director, Division of Policy Review and Coordinatio

[FR Doc. 02-2754 Filed 2-5-02; 8:45 am]

BILLING CODE 4165-15-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Substance Abuse and Mental Health Services Administration

Center for Substance Abuse Prevention; Notice of Meeting

Pursuant to Public Law 92-463, notice is hereby given of a Teleconference Call meeting of the Center for Substance Abuse Prevention (CSAP) National Advisory Council in February 2002.

The agenda of the open meeting will include an update of CSAP's budget, updates on strategic planning and restructuring, and administrative matters and announcement.

If anyone needs special accommodations and for persons with disabilities, please notify the contact listed below.

A summary of this meeting and roster of committee members may be obtained from Carol Watkins, Committee Management Specialist, Rockwall II Building, Suite 900, 5600 Fishers Lane, Rockville, Maryland 20857, Telephone: (301) 443-0365.

Substantive program information may be obtained from the contact listed below.

Committee Name: Center for Substance Abuse Prevention National Advisory Council.

Meeting Date: February 15, 2002, 12 noon-2 p.m.

Place: Center for Substance Abuse Prevention, 5515 Security Lane, 9th Floor, Conference Room I, Rockville, Maryland 20852.

Contact: Carol Watkins, 5515 Security Lane, Rockwall II Building, Suite 900, Rockville, Maryland 20852, Telephone: (301) 443-0365.

Dated January 30, 2002.
Toian Vaughn,

Executive Secretary, Committee Management Officer, Substance Abuse and Mental Health Services Administration.

[FR Doc. 02-2755 Filed 2-5-02; 8:45 am]
BILLING CODE 4162-20-P

DEPARTMENT OF THE INTERIOR

Office of Historical Trust Accounting; Historical Accounting of Individual Indian Money Accounts; Collection of Documents Related to Oil and Gas

Production on Allotted Lands

AGENCY: Office of Historical Trust Accounting, Interior.

ACTION: Notice-regarding records relating to indian allotted land and individual indian money accounts.

SUMMARY: Notice is hereby given that the Department of the Interior is requesting that anyone who possesses records related to the Individual Indian Money (IIM) trust funds to notify the Department, and to preserve and maintain such records indefinitely until further notice. If preferred, such records custodians should contact the Office of Historical Trust Accounting, 1951 Constitution Avenue, NW., MS Washington, DC, 20240, so that arrangements can be made for the Department to take custody of such records. The purpose of this request is to ensure that such records are not destroyed so that they may be used to support an accounting of IIM trust funds. Generally, this request applies to entities that have or had business with the Department or individual Indians involving the payment of money for use of or access to Indian allotted lands, and would include entities in the oil and gas industry, the timber industry, farming and grazing operations, financial institutions, public utilities (e.g., gas, electric and telephone companies), Indian Tribes, other federal agencies, state and local government archives, and non-governmental depositories such as historical societies, and possibly

others. Relevant records would include any records which pertain to revenue generated on Indian allotted land from 1887 to the present, revenue generated due to Tribal judgment or settlement payments, and any other records which pertain to IIM trust institutions, public utilities (e.g., gas, electric and telephone companies), Indian Tribes, other federal agencies, state and local government archives, and non-governmental depositories such as historical societies, and possibly others. This request is pursuant to the Department's duty to account for trust funds held in IIM accounts.

FOR FURTHER INFORMATION CONTACT:

Stephen Swanson, Project Coordinator, Office of Historical Trust Accounting,

1951 Constitution Avenue, NW., MS 16 SIB, Washington, DC 20240, telephone 202/208-3405, or by facsimile at 202/219-1139.

SUPPLEMENTARY INFORMATION: On

December 21, 1999, the United States District Court for the District of Columbia declared that the Department must provide individual Indian Money (IIM) account holders "an accurate accounting of all money in the IIM trust held in trust for the benefit of [IIM account holders] without regard to when the funds were deposited." *Cobell v. Norton*, 92 F.Supp.2d, 1, 58 (D.D.C. 1999). This accounting will include, at an appropriate level of detail, an

balances in IIM accounts, reports to individual beneficiaries of the money and real property held in trust for their benefit, and reports to individual beneficiaries that contain sufficient

determine whether the trust has been faithfully performed. In furtherance of accomplishing the overall duty to account, the District Court held that the Department was in breach of a specific duty to have "written policies and procedures for collecting from outside sources missing information necessary to render an accounting of the IIM trust[.]" *Id.* On appeal, the Court of Appeals for the District of Columbia Circuit stated that written policies and procedures for the collection of such records are "necessary for the government to discharge its fiduciary

obligation" to account for IIM trust funds. *Cobell v. Norton*, 240 F.3d 1081, 1105-06 (D.C. Cir, 2001).

The Department is in the process of developing written policies and procedures for the collection of such records. However, the Department recognizes that it is important to reach out to non-Interior sources of these records to encourage them to preserve and maintain them so that they are available to support the accounting of IIM funds. The Department will provide further guidance based upon the information obtained from record custodians.

Dated, February 1, 2002.

J. Steven Griles,

Deputy Secretary.

[FR Doc. 02-2931 Filed 2-1-02; 5:04 pm]

BILLING CODE 4310-02-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Information Collections Submitted to the Office of Management and Budget for Approval Under the Paperwork Reduction Act Grants Programs Authorized by the North American Wetlands Conservation Act (NAWCA)

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of information collection; request for comments.

SUMMARY: The collection of information described below will be submitted to the Office of Management and Budget (OMB) for approval under the provisions of the Paperwork Reduction Act of 1995. Copies of the specific information collection requirements, related forms and explanatory material may be obtained by contacting the Service Information Collection Clearance Officer at the address provided below.

DATES: Consideration will be given to all comments received on or before April 8, 2002. OMB has up to 60 days to approve or disapprove information collection but may respond after 30 days. Therefore, to ensure maximum consideration, OMB should receive public comments by the above referenced date.

ADDRESSES: Comments and suggestions on the requirement should be sent to Rebecca Mullin, Service Information Collection Clearance Officer. U.S. Fish and Wildlife Service, ms 222-ARLSQ, 1849 C Street, NW., Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: To request a copy of the information

collection request, explanatory information and related forms, contact Rebecca A. Mullin at 703/358-2287, or electronically to rmullin@fws.gov.

SUPPLEMENTARY INFORMATION:

The OMB regulations at 5 CFR part 1320, which implement provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities (see 5 CFR 1320.8(d)). On May 26, 1999, the U.S. Fish and Wildlife Service (Service) was given regular approval by OMB for collection of information in order to continue the grants programs currently conducted under the North American Wetlands Conservation Act (Pub. L. 101-233, as amended; December 13, 1989). The assigned OMB information collection control number is 1018-0100, and approval expires on May 31, 2002. The Service is requesting a three year term of approval for this information collection activity. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

Comments are invited on: (1) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the collection of information; (3) ways to enhance the quality, utility and clarity of the information to be collected; and, (4) ways to minimize the burden of the collection of information on respondents.

Title: Information Collection In Support of Grant Programs Authorized by the North American Wetlands Conservation Act of 1989 (NAWCA).

Approval Number: 1018-0100.

Service Form Number(s): N/A.

Description and Use: The North American Waterfowl Management Plan (NAWMP), first signed in 1986, is a tripartite agreement among Canada, Mexico and the United States to enhance, restore and otherwise protect continental wetlands to benefit waterfowl and other wetland associated wildlife through partnerships between and among the private and public sectors. Because the 1986 NAWMP did not carry with it a mechanism to provide for broadly-based and sustained financial support for wetland conservation activities, Congress passed and the President signed into law the NAWCA to fill that funding need. The purpose of NAWCA, as amended, is to

promote long-term conservation of North American wetland ecosystems and the waterfowl and other migratory birds, fish and wildlife that depend upon such habitat through partnerships. Principal conservation actions supported by NAWCA are acquisition, enhancement and restoration of wetlands and wetlands-associated habitat.

As well as providing for a continuing and stable funding base, NAWCA establishes an administrative body, made up of a State representative from each of the four Flyways, three representatives from wetlands conservation organizations, the Secretary of the Board of the National Fish and Wildlife Foundation, and the Director of the Service. This administrative body is chartered, under the Federal Advisory Committee Act, by the U.S. Department of the Interior as the North American Wetlands Conservation Council (Council). As such, the purpose of the Council is to recommend wetlands conservation project proposals to the Migratory Bird Conservation Commission (MBCC) for funding.

Subsection (c) of Section 5 (Council Procedures) provides that the " * * * Council shall establish practices and procedures for the carrying out of its functions under subsections (a) and (b) of this section * * *," which are consideration of projects and recommendations to the MBCC, respectively. The means by which the Council decides which project proposals are important to recommend to the MBCC is through grants programs that are coordinated through the Council Coordinator's office (NAWWO) within the Service.

Competing for grant funds involves applications from partnerships that describe in substantial detail project locations and other characteristics, to meet the standards established by the Council and the requirements of NAWCA. The Council Coordinator's office publishes and distributes Standard and Small Grants instructional booklets that assist the applicants in formulating project proposals for Council consideration. The instructional booklets and other instruments, e.g., Federal Register notices on request for proposals, are the basis for this information collection request for OMB clearance. Information collected under this program is used to respond to such needs as: audits, program planning and management, program evaluation, Government Performance and Results Act reporting, Standard Form 424 (Application For Federal Assistance), grant agreements, budget reports and

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income and special veterans benefits data to all POAs.

(3) Verification of SWICAs Data

HUD will disclose matching results for SWICAs wage and unemployment claim data directly to HAs. The comparison of SWICAs wage information and the tenant-reported data will reveal whether income verification is necessary. HAs must then obtain wage information directly from the tenants' employers, including information from prior 4 years, when appropriate. The SWICAs unemployment claim data must be verified with the tenants. Verification of the income data with employers or the SWICAs would only be required if tenants dispute the SWICAs data.

(4) Verification of OPM Data

HUD will disclose matching results for OPM personnel data to POAs. The OPM data, when compared to the tenant-reported data, provides an indicator that income verification is necessary. The POA may then obtain current or prior wage information directly from employers when appropriate.

B. Administrative or Legal Actions

Regarding all the matching described in this notice, HUD anticipates that POAs will take appropriate action in consultation with tenants to: (1) Resolve income disparities between tenant-reported and independent income source data, and (2) use correct income amounts in determining housing rental assistance.

POAs must compute the rent in full compliance with all applicable occupancy regulations. POAs must ensure that they use the correct income and correctly compute the rent.

The POAs may not suspend, terminate, reduce, or make a final denial of any housing assistance to any tenant as the result of information produced by this matching program until: (a) The tenant has received notice from the POA of its findings and informing the tenant of the opportunity to contest such findings and (b) either the notice period provided in applicable regulations of the program, or 30 days, whichever is later, has expired. In most cases, POAs will resolve income discrepancies in consultation with tenants.

IV. Records To Be Matched

SSA and IRS will conduct the matching of tenant SSNs and additional identifiers (such as surnames and dates of birth) to tenant data that HUD supplies from its system of records known as the Tenant Housing

Assistance and Contract Verification Data (HUD/H-11). Within HUD, this system of records includes two automated systems known as the Multifamily Tenant Characteristics System (a system for programs under the Office of the Assistant Secretary for Public and Indian Housing) and the Tenant Rental Assistance Certification System (a system for programs under the Office of the Assistant Secretary for Housing—Federal Housing Commissioner). POAs provide HUD with the tenant data that is included in HUD/H-11.

The SSA will match the HUD/H-11 records to the SSA's Earnings Recording and Self-Employment Income System (HHS/SSA/OSR, 09-60-0059) (Earnings Record); Master Beneficiary Record (HHS/SSA/OSR, 09-60-0090) (MBR); and Supplemental Security Income Record (HHS/SSA/OSR, 09-60-0103) (SSR). The IRS will match the HUD/H-11 records to its Wage and Information Returns (IRP) Master File (Treas/IRS 22.061). The IRS also refers to this file as the Information Return Master File (IRMF).

HUD will place matching data into its system of records known as the Tenant Eligibility Verification Files (HUD/REAC-1). The HUD/REAC-1 records are specifically exempt from certain provisions of the Privacy Act, as described in notices published on February 28, 1994 (59 FR 9406) and March 30, 1994 (59 FR 14869).

HUD may also coordinate SWICAs income computer matches for its rental assistance programs using tenants' SSNs and surnames. SWICAs will match tenant records to machine-readable files of quarterly wage data and unemployment insurance benefit data. Results from this matching will be provided to HUD or HAs, which will then determine whether tenants have unreported or underreported income. The matching will be done in accordance with a written agreement between the SWICAs and HUD.

In addition, tenants SSNs may be matched to the OPM's General Personnel Records (OPM/GOVT-1) and the Civil Service Retirement and Insurance Records System (OPM/Central-1). Tenant data may be matched to the SSA's Master Files of Social Security Number Holders (HHS/SSA/OSR, 09-60-0058) and Death Master Files for the purpose of validating SSNs contained in tenant records. These records will also be used to validate SSNs for all applicants, tenants, and household members who are six (6) years of age and over to identify noncompliance with program eligibility requirements. HUD will compare tenant

SSNs provided by POAs to reveal duplicate SSNs and potential duplicate housing assistance.

V. Period of the Match

The computer matching program will be conducted according to agreements between HUD and the SSA, IRS, OPM, and SWICA. The computer matching agreements for the planned matches will terminate either when the purpose of the computer matching program is accomplished, or 18 months from the date the agreement is signed, whichever comes first.

The agreements may be extended for one 12-month period, with the mutual agreement of all involved parties, if the following conditions are met:

(1) Within 3 months of the expiration date, all Data Integrity Boards review the agreement, find that the program will be conducted without change, and find a continued favorable examination of benefit/cost results; and

(2) All parties certify that the program has been conducted in compliance with the agreement.

The agreement may be terminated, prior to accomplishment of the computer matching purpose or 18 months from the date the agreement is signed (whichever comes first), by the mutual agreement of all involved parties within 30 days of written notice.

Dated: April 24, 2003.

Gloria R. Parker,

Chief Technology Officer.

[FR Doc. 03-11054 Filed 5-2-03; 8:45 am]

BILLING CODE 4210-72-P

DEPARTMENT OF THE INTERIOR

Office of the Secretary

Policy and Procedures for Collection of Missing Indian Trust-Related Records From Third Parties

AGENCY: Office of the Secretary, Interior.

ACTION: Notice.

SUMMARY: This document establishes policy and procedures that the Department of the Interior (DOI) will follow to collect relevant, available Indian trust-related records from third parties to conduct a historical accounting of Individual Indian Monies (IIM) or Tribal Trust accounts. Collection of these records would supplement existing Federal records and assist the Department in assembling complete records in those instances where Federal records are incomplete or missing.

FOR FURTHER INFORMATION CONTACT: Bert Edwards, Executive Director, Office of

Historical Trust Accounting, 1801 Pennsylvania Avenue NW., Suite 400, Washington DC 20006, telephone 202-327-5300, or by facsimile at 202-327-5375.

SUPPLEMENTARY INFORMATION: The remainder of this notice is divided into two parts. Part one contains the policy and procedures the Department will follow in collecting Indian trust-related records from third parties needed to complete the historical accounting. Part two is an explanation of the Department's policy and how it evolved.

Part One: Policy and Procedures for Collecting Indian Trust-Related Records From Third Parties

I. Policy

The Department's Office of Historical Trust Accounting (OHTA) will identify, locate, and secure available data, including missing trust-related records, as necessary, to conduct a historical accounting of Individual Indian Monies (IIM) or tribal accounts.

II. Objective

The objective of this policy is to supplement existing Federal records by collecting relevant, available Indian trust-related records from third parties for purposes of conducting a historical accounting of IIM or tribal accounts.

III. Responsibility

OHTA is responsible for carrying out the procedures identified in this policy and for coordinating with other DOI bureaus and offices, as appropriate.

IV. Procedures To Be Followed in Collecting Trust Information

OHTA must use the following actions to locate and secure missing Indian trust-related information from third parties.

1. Alert Potential Third Parties to DOI's Efforts to Locate and Secure Possible Missing Indian Trust-Related Records, and Request Retention

(a) Alert potential third parties to DOI's efforts and the need to retain relevant records through Federal Register notices, letters, newspaper ads, presentations at meetings and conferences, information bulletins in mailings, and other means.

(b) Potential third parties include:

- (1) Tribes;
- (2) Federal agencies (other than Bureaus within DOI);
- (3) State agencies;
- (4) County agencies;
- (5) Municipal agencies;
- (6) Financial Institutions;
- (7) Companies;

- (8) Law firms;
- (9) Colleges and universities;
- (10) Professional organizations and societies; and
- (11) Individuals.

2. Identify Information and Records Needed

(a) Identify records necessary, *e.g.*, to complete the historical accounting use document types described in the *Accounting Standards Manual* issued by OHTA.

(b) Assess known information gaps and missing Indian trust-related records. For example, in preparing the historical accounting:

(1) Use results from a current Office of Trust Records project to index existing records;

(2) Survey Interior Bureaus to determine the availability of relevant records; and

(3) Complete an evaluation of relevant automated systems.

(c) Identify specific information gaps that might be filled by third parties.

3. Identify and Locate Indian Trust-Related Records Held by Potential Third Parties

(a) Identify potential third parties by resource and document type.

(b) Contact potential third parties.

(c) Ask potential third parties to identify, inventory, and secure available, relevant Indian trust-related records, providing a copy of the inventory to DOI.

4. Obtain Third-Party Records

(a) Once a data gap has been identified, review available third-party inventories and identify records that pertain.

(b) Secure relevant Indian trust-related records through an electronic image, paper copy, or in some instances, assuming custody of original records.

(c) Store available records in an appropriate records storage facility.

Part Two: Explanation of the Department's Policy

1. Oil and Gas Industry Pilot Project

In an effort to gauge the potential availability of third-party Individual Indian Monies-related or Tribal-related information, DOI initiated a pilot project focused on the oil and gas industry. A Federal Register notice was published on February 6, 2002 (67 FR 5607), requesting that, "anyone in possession of records related to IIM trust funds to notify the Department, and preserve and maintain such records indefinitely."

The notice also noted that DOI would be willing to take custody of these records, if the current owner preferred.

In March 2002, this notice was followed with a letter sent to approximately 4,200 addresses derived from the *Oil and Gas Journal* subscription list. This letter asked if the company addressee possessed records relating to production on individual-allotted Indian lands and requested an inventory of those records from 1887 to the present. The letter requested that the company preserve and maintain these documents. It also asked for a copy of the company's records retention policy.

In July 2002, staff from OHTA conducted an on-site survey of some documents held in storage by a responding company located in Denver, Colorado. The purpose of this review was to determine what data may be available from third-party sources and to estimate their relevance to the historical accounting effort. The review revealed that trust records represent a very small percentage of the stored materials and are interspersed with non-trust data. The review also led to the conclusion that locating trust data within the volume of stored records would be a labor-intensive exercise, particularly where there is no data inventory.

A final component of this pilot project involved a presentation at the fall conference of the Council of Petroleum Accountants Society in October 2002. In this case, information was presented to the conference describing OHTA, its role in collecting missing information and in completing the historical accounting for IIM account holders. "The discussion following the presentation revealed the following.

— Many of the companies represented at the conference are retaining data they believe are relevant to Indian trust resources.

— Industry consolidation could make data collection more difficult because acquiring companies may not be fully aware of the content or completeness of records "inherited" from an acquired company.

— Companies are concerned that old, and potentially unknown, liabilities inherited from acquired companies could be discovered if they surrender records to the Federal Government.

— Few, if any, companies have segregated Indian data from non-Indian data, and it could be costly to do so, particularly for inactive, archived records.

— Companies are concerned about Federal access to records unrelated to Indian trust.

II. Explanation of the Procedures for Collecting Trust Information

This part explains the procedures in section IV of part one of this notice. The numbered paragraphs correspond to the paragraph numbers in section IV of part one.

1. Alert Potential Third Parties of DOI's Efforts To Locate and Secure Possible Missing Indian Trust-Related Information, and Request Retention

OHTA expects to write letters, publish notices in the **Federal Register**, and take ads in local, regional, and national newspapers, Tribal publications, and trade and professional publications to alert potential third parties of the possible need for their Indian trust-related records. In the case of historical accounting, for example, the notices and ads will describe the historical accounting effort, and request individuals and organizations to inventory their records and notify OHTA if they believe they possess records relevant to income production on individual Indian or Tribal lands. Additionally, OHTA will make presentations to professional organizations as a means of making a direct request for assistance in locating relevant data. In those instances where a specific third party is a likely source of records, OHTA will approach the entity directly.

Further, another process to locate third-party data involves inserting informational notices into routine mailings administered by DOI agencies and non-DOI agencies (such as the U.S. Forest Service). This process would alert third parties directly and ask for their assistance in locating appropriate data. With the cooperation of elected officials, a similar mailing could be directed toward a larger audience by inserting informational notes into Congressional letters mailed to constituents.

2. Identify Information Needed

In order to secure relevant data, it is important to identify the information needs that exist. Searching for third-party data before knowing whether these data are necessary is neither efficient nor effective. The relevance and importance of third-party data will be determined by information gaps identified. Thus, it is important to know what information gaps exist and then develop an approach to fill those gaps.

For example, after consulting with five major accounting firms, OHTA has issued an *Accounting Standards Manual* that identifies key document types for accounting teams to use in

performing the historical accounting. At present, the *Manual* focuses on documents under Federal control. As the historical accounting progresses, the *Manual* is expected to be updated as more is learned about the types of documents available and the types of documents utilized over time. In those instances where OHTA is not able to use or locate federally held records to document a transaction, the manual will identify equivalent third-party data as a means to support the accounting.

Third-party data would likely reside with entities involved in the revenue stream or production activities associated with Indian trust resources, or with those parties that received the revenue. Analysis of these activities, as well as lines of communication associated with them, will help identify documents potentially held by third-party custodians. For example, data relevant to judgments are likely to be associated with court records. Searching pertinent court records may produce documents suitable for use in documenting transactions associated with judgment accounts.

A number of efforts have been initiated to address potential information gaps. The Office of Trust Records (OTR) has initiated a contract to index records in the OTR Albuquerque facilities and the Lee's Summit, Missouri, Federal Records Center. This effort will provide an assessment of records and record types in Federal custody and can be used to identify those that may have to be searched among third parties. In addition, several Bureaus within DOI, including Bureau of Indian Affairs, Minerals Management Service, U.S. Geological Survey, and the Bureau of Land Management will be asked to identify the types of records they have destroyed as part of an approved document retention/disposition plan, or accidentally. This survey will also provide information about records in Federal possession and those that could be searched and perhaps retrieved from third parties.

Gaps in available data will also be detected as OHTA undertakes the accounting effort. Analyses will verify account transactions with actual records. Transactions that cannot be corroborated will usually indicate the need to search for additional relevant data. Identification of data gaps through the reconciliation process is anticipated to result in specific and relevant data needs, and may require identifying and collecting records held by third parties.

3. Identify and Locate Records Held by Potential-Third Parties

Once an information need has been identified and it has been confirmed that the necessary trust-related data are not under Federal control, the next step is to identify a potential source from an entity other than a Bureau within DOI, *i.e.*, a third party.

The number and range of potential third parties is extensive. State and county agency records may offer a number of data sources. For example, State revenue records usually contain data on both personal and business tax assessments and payments; County Clerk offices may have data to identify and confirm property ownership or property leases; Oil and Gas Commissions can have records on production rates, prices, and royalties; State and regional Geological Societies may possess information to help determine oil quality and production areas; State Agricultural Departments are likely to hold data about crop harvest, grazing, and dairy production; State Forestry Departments could have information relevant to timber production, timber harvest, and timber sales.

Private companies are also likely to have data to confirm lease payments, rights-of-way payments, and production data. Federal agencies other than DOI could have data on timber harvest, surface mine production, grazing, and recreational revenues. The U.S. General Accounting Office may have information relative to previous accountings, and the Department of the Treasury is likely to have records of cashed checks issued to, or on behalf of **IM** account holders by the Federal Government. Financial institutions, colleges and universities, State and local historical societies, professional and business associations, and a variety of other entities may possess records that will be relevant to the historical accounting process.

Finally, it is very possible individual Indians and Tribes may possess records that can be used to Supplement Federal records. As the accounting effort identifies a need to supplement available Federal records, the appropriate organization(s) will be identified and attempts made to secure copies of existing records.

4. Obtain Third-Party Data

Once a potential data need has been identified and a possible records source has been recognized, OHTA will undertake prudent action to contact the source, review available documents, and attempt to secure a copy of relevant

data. The availability of inactive records held by individual entities will vary since experience indicates there is no "industry standard" document retention policy.

In some instances, entities may request that DOI take custody of relevant documents. In appropriate cases, DOI will identify a suitable secure storage site (e.g., a Federal Records Center) and take possession of the records. Appropriate security and access strategies will be employed to ensure that the documents are available for the historical accounting effort.

Dated April 30, 2003.
J. Steven Griles,
Deputy Secretary.
(FR Doc. 03-11095 Filed 5-1-03; 9:38 am)
BILLING CODE 4310-10-P

DEPARTMENT OF THE INTERIOR

Geological Survey

Technology Transfer Act of 1986

AGENCY: Geological Survey, Interior.
ACTION: Notice of proposed cooperative research and development agreement (CRADA) negotiations.

SUMMARY: The United States Geological Survey (USGS) is contemplating entering into a Cooperative Research and Development Agreement (CRADA) with Swiss Reinsurance Company ("SwissRe") to conduct a probabilistic study of earthquake hazards in the greater Tokyo area.

Inquiries: If any other parties are interested in studying other areas with the USGS, please contact Dr. Ross Stein, tel 1-650-329-4840, fax 1-650-329-4876, e-mail rstein@usgs.gov.

SUPPLEMENTARY INFORMATION: This notice is to meet the USGS requirement stipulated in the Survey Manual.

Dated: March 6, 2003.
P. Patrick Leahy,
Associate Director for Geology.
(FR Doc. 03-10937 Filed 5-2-03; 8:45 am)
BILLING CODE 4310-Y7-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[ID-070-1150-PG]

Notice of Public Meeting, Upper Snake River Resource Advisory Council Meeting

AGENCY: Bureau of Land Management, Interior.
ACTION: Notice of public meeting.

SUMMARY: In accordance with the Federal Land policy and Management Act (FLPMA) and the Federal Advisory Committee Act of 1972 (FACA), the U.S. Department of the Interior, Bureau of Land Management (BLM) Upper Snake River Resource Advisory Council (RAC), will meet as indicated below.

DATES: The meeting will be held June 4 and 5, 2003 at the Best Western Sawtooth Inn, 2653 South Lincoln, in Jerome, Idaho. The meeting will start June 4 at 2 p.m., with the public comment period beginning at approximately 2:10 p.m. The meeting will adjourn on June 5 at about 5 p.m. The meeting will also include a field trip the afternoon of June 5 to the North Rim of the Snake River.

SUPPLEMENTARY INFORMATION: The 15-member Council advises the Secretary of the Interior, through the Bureau of Land Management, on a variety of planning and management issues associated with public land management in the BLM Upper Snake River District (USRD), which covers south-central and southeast Idaho. At this meeting, topics we plan to discuss include:

Updates on major planning projects in the USRD, including coordination of subgroups.

Review feedback and action items from National RAC Chairs' meeting.

Review of items from Idaho RAC Chairs' meeting, including review and planning of statewide issues.

Other items of interest raised by the Council.

All meetings are open to the public. The public may present written comments to the Council. Each formal Council meeting will also have time allocated for hearing public comments. Depending on the number of persons wishing to comment and time available, the time for individual oral comments may be limited. Individuals who plan to attend and need special assistance, such as sign language interpretation, tour transportation or other reasonable accommodations, should contact the BLM as provided below.

Other USRD RAC meetings for 2003 have been planned for July and November 2003, and will be announced in a future Federal Register Notice and through local media.

FOR FURTHER INFORMATION CONTACT: David Howell, RAC Coordinator, Upper Snake River District, 1405 Hollipark Dr., Idaho Falls, ID 83401. Telephone (208) 524-7559.

Dated: April 25, 2003.
David O. Howell,
Public Affairs Specialist.
(FR Doc. 03-10956 Filed 5-2-03; 8:45 am)
BILLING CODE 4310-GG-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CA-190-03-1610-00]

Correction to Notice of Intent to Prepare an Amendment to the Hollister Resource Management Plan for the Clear Creek Management Area in the Southern Portion of San Benito County and Western Fresno County, CA

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of correction.

SUMMARY: On April 29, 2003 the Bureau of Land Management published a notice in the Federal Register (68 FR 22733) concerning a Notice of Intent to Prepare an Amendment to the Hollister Resource Management Plan for the Clear Creek Management Area in the southern portion of San Benito County and western Fresno County, CA. The notice omitted the date for when the public comment period ends. The correct date is May 28, 2003.

FOR FURTHER INFORMATION CONTACT: George E. Hill, Assistant Field Manager, Hollister Field Office, (831) 630-5036, or e-mail: George-Hill@ca.blm.gov.

Correction

In the Federal Register of April 29, 2003 on page 22733 in the first column correct the DATES caption to read: "DATES: Comments on issues and planning criteria can be submitted in writing to the address listed below. Comments should be received on or before May 28, 2003. All public meetings will be announced at least 15 days prior to the event."

Dated: April 29, 2003.
George E. Hill,
Assistant Field Manager
(FR Doc. 03-10982 Filed 5-2-03; 8:45 am)
BILLING CODE 4310-84-P

DEPARTMENT OF THE INTERIOR

Minerals Management Service

Agency Information Collection Activities: Proposed Collection, Comment Request

AGENCY: Minerals Management Service (MMS), Interior.

CERTIFICATE OF SERVICE

I declare under penalty of perjury that, on June **13,2003** I served the foregoing *Notice of Filing by the Department of Interior of Federal Register Notices Related to the Collection of Indian Trust-Related Records* ~~from~~ *Third Parties* by hand upon:

Keith Harper, **Esq.**
Native American Rights Fund
1712 N Street, N.W.
Washington, D.C. 20036-2976

Dennis M Gingold, **Esq.**
Mark Kester Brown, Esq.
607 - **14th** Street, NW
Box **6**
Washington, D.C. 20005

Per the Court's Order of April 17,2003,
by facsimile and by U.S. Mail upon:

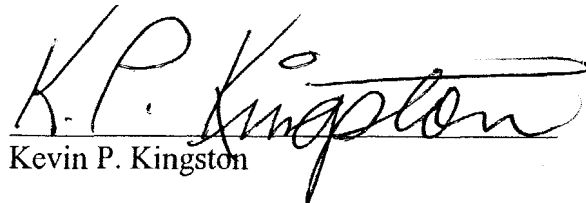
Earl Old Person (*Pro se*)
Blackfeet Tribe
P.O. Box 850
Browning, MT 59417
(406) 338-7530

By U.S. Mail upon:

Elliott Levitas, Esq
1100 Peachtree Street, Suite 2800
Atlanta, **GA** 30309-4530

By facsimile and U.S. Mail:

Alan L. Balaran, **Esq.**
Special Master
1717 Pennsylvania Avenue, N.W.
13th Floor
Washington, D.C. 20006
(202) 986-8477


Kevin P. Kingston