

environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

#### List of Subjects

##### 21 CFR Part 522

Animal drugs.

##### 21 CFR Part 556

Animal drugs, Foods.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR parts 522 and 556 are amended as follows:

#### PART 522—IMPLANTATION OR INJECTABLE DOSAGE FORM NEW ANIMAL DRUGS

1. The authority citation for 21 CFR part 522 continues to read as follows:

Authority: Sec. 512 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b).

2. Section 522.313 is amended by adding new paragraphs (d)(2) and (d)(3) to read as follows:

§ 522.313 Ceftiofur sterile powder for injection.

(d) . . .

(2) *Swine*—(i) *Amount*. 3 to 5 milligrams per kilogram (1.36 to 2.27 milligrams per pound) of body weight.

(ii) *Indications for use*. For treatment and control of swine bacterial respiratory disease (swine bacterial pneumonia) associated with *Actinobacillus (Haemophilus) pleuropneumoniae*, *Pasteurella multocida*, *Salmonella choleraesuis*, and *Streptococcus suis* Type 2.

(iii) *Limitations*. For intramuscular use only. Treatment should be repeated at 24 hour intervals for a total of 3 consecutive days. Do not use in animals previously found to be hypersensitive to the drug. Use of dosages in excess of those indicated or route of administration other than that recommended may result in illegal residues in tissues. Safety of ceftiofur has not been determined in breeding swine. Federal law restricts this drug to use by or on the order of a licensed veterinarian.

(3) *Day-old chickens*—(i) *Amount*. 0.08 to 0.20 milligram per chick.

(ii) *Indications for use*. For control of colibacillosis associated with *E. coli* sensitive to ceftiofur.

(iii) *Limitations*. For subcutaneous use in the neck of day-old chicks only. As a single dose only. Federal law restricts this drug to use by or on the order of a licensed veterinarian.

#### PART 556—TOLERANCES FOR RESIDUES OF NEW ANIMAL DRUGS IN FOOD

3. The authority citation for 21 CFR part 556 continues to read as follows:

Authority: Secs. 402, 512, 701 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 342, 360b, 371).

4. Section 556.113 is revised to read as follows:

##### § 556.113 Ceftiofur.

Cattle, swine, and poultry: A tolerance for residues of ceftiofur in edible tissue is not required.

Dated: September 4, 1992.

Richard H. Teske,

Deputy Director, Center for Veterinary Medicine.

[FR Doc. 92-22076 Filed 9-11-92; 8:45 am]

BILLING CODE 4160-01-F

#### DEPARTMENT OF THE INTERIOR

##### Minerals Management Service

30 CFR Parts 206, 207, 208, 210, 216, 218, 219, 220, and 228

RIN 1010-AB69

#### Disclosure of Estimated Public Reporting Burden for the Collection of Information

AGENCY: Minerals Management Service, Interior.

ACTION: Final rule.

**SUMMARY:** The Royalty Management Program (RMP) of the Minerals Management Service (MMS) is amending its regulations to codify statements on the estimated public reporting burden associated with the collection of information. These statements are codified in accordance with the requirements of the Office of Management and Budget (OMB) in its regulations at § 1320.21 of title 5 of the Code of Federal Regulations (5 CFR 1320.21), "Agency disclosure of estimated burden."

The MMS is also amending its regulations to consolidate the required statements relative to OMB approved reporting forms under 30 CFR 210.10, "Forms and Reports." In addition, MMS is amending its regulations to reflect the current MMS mailing addresses to be used for mailing or delivering requests, forms, and/or payments to MMS and to

clarify the time that a payment is considered received.

**EFFECTIVE DATE:** September 14, 1992.

**FOR FURTHER INFORMATION CONTACT:** Mr. Dennis C. Whitcomb, Chief, Rules and Procedures Branch, Minerals Management Service, Royalty Management Program, P.O. Box 25165, MS 3910, Denver, CO 80225-0165, telephone (303) 231-3432 or (FTS) 326-3432.

**SUPPLEMENTARY INFORMATION:** The principal authors of this rule are Jeane Kalas and Marvin Shaver of the Rules and Procedures Branch, MMS, RMP.

#### I. Background

The Paperwork Reduction Act of 1986 amended the Paperwork Reduction Act of 1980. In amendments to 44 U.S.C. 3507, Congress sought to enable the public to participate more fully and meaningfully in the Federal paperwork review process. Consistent with the amendments, OMB published a final rule in the Federal Register on May 10, 1988 (53 FR 16618), which amended its regulations at 5 CFR part 1320 to add a new § 1320.21 entitled "Agency Disclosure of Estimated Burden."

This new OMB regulation (5 CFR 1320.21) requires Agencies to include in their Federal Register notices:

(1) Statements that indicate submission to OMB of an information collection clearance package with an estimate of the average burden hours per response and

(2) A statement to indicate on each collection of information the estimated average burden hours per response, together with a request that respondents direct to the Agency and OMB any comments on the accuracy of the estimate and suggestions for reducing the burden. In an amendment to 44 U.S.C. 3502(11), Congress also clarified the applicability of the Paperwork Reduction Act to collections of information contained in proposed and current regulations.

#### II. Discussion of Rule

The current RMP information collection and recordkeeping requirements are contained in MMS regulations at 30 CFR parts 206, 207, 208, 210, 216, 218, 220, and 228. The MMS is amending those regulations to codify the required OMB statements relative to public reporting burden. The amendments consolidate the required statements relative to OMB approved reporting forms under § 210.10, "Forms and Reports." The amended § 210.10 codifies the burden estimate statements

for each form, as required by OMB in accordance with 5 CFR 1320.21. For information collection requirements that do not require the submission of an OMB approved form, MMS is adding a new § 220.003 and amending §§ 207.1, 228.10, and 229.10 to add the OMB required statements on estimated burden. The MMS will include the required statements in any subsequent proposed regulations that include new information collection requirements.

In addition, MMS is revising its regulations at 30 CFR 210.53(a), 210.204(a), 218.15(a), 218.16(a), 218.51(f)(1), 218.155(d)(3), and 219.102 to reflect the current MMS mailing address(es) to be used for mailing or delivering requests, forms, and/or payments to MMS. The MMS regulations at §§ 218.51(f)(3), 218.102(b), 218.150(c), 218.155(d)(4), 218.202(b), and 218.302(b) state that payments received after 4 p.m. at the MMS addresses are considered next day receipts. However, these regulations are not consistent as to whether this is "mountain time," "mountain standard time," or "local time." The MMS considers "mountain time," as specified in § 218.51(f)(3), to be the best description and is, therefore, amending the other regulations, accordingly. The MMS is also amending paragraph § 206.262(a)(1) to correct an erroneous form number "MMS-24293" to read "MMS-4293."

#### Procedural Matters

##### *Administrative Procedure Act*

The changes included in this rulemaking are administrative only and not substantive changes. Accordingly, pursuant to 5 U.S.C. 553(b), it has been determined that it is unnecessary to issue proposed regulations before the issuance of this final regulation. For the same reason, it has been determined that in accordance with 5 U.S.C. 553(d), there is good cause to make this regulation effective upon publication in the *Federal Register*.

##### *Executive Order 12291*

The Department of the Interior has determined that this document is not a major rule and does not require a regulatory analysis under Executive Order 12291. This final rulemaking codifies statements on public reporting burden in accordance with an OMB regulation at 5 CFR 1320.21 and amends existing regulations to reflect current MMS addresses for mailing or delivering requests, forms, and/or payments to MMS.

#### *Regulatory Flexibility Act*

Because this rulemaking codifies OMB required statements relative to public reporting burden and corrects MMS addresses, there are no significant additional requirements or burdens placed upon small business entities as a result of implementation of this rule. Therefore, the Department has determined that this rulemaking will not have a significant economic effect on a substantial number of small entities and does not require a regulatory flexibility analysis under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

##### *Executive Order 12630*

The Department certifies that the rule does not represent a governmental action capable of interference with constitutionally protected property rights. Thus, a Takings Implication Assessment need not be prepared pursuant to Executive Order 12630, "Government Action and Interference with Constitutionally Protected Property Rights."

##### *Executive Order 12778*

The Department has certified to the Office of Management and Budget that these final regulations meet the applicable standards provided in sections 2(a) and 2(b)(2) of Executive Order 12778.

##### *Paperwork Reduction Act of 1980*

The information collection requirements contained in this rule have been approved by OMB under 44 U.S.C. 3501 *et seq.* and assigned OMB Clearance Numbers 1010-0022, 0033, 0040, 0042, 0061, 0063, 0064, 0073, 0074, 0075, 0076, and 0087.

##### *National Environmental Policy Act of 1969*

It is hereby determined that this rulemaking does not constitute a major Federal action significantly affecting the quality of the human environment and a detailed statement pursuant to paragraph (2)(C) of section 102 of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)) is not required.

#### List of Subjects

##### *30 CFR Parts 206, 207, and 210*

Coal, Continental shelf, Geothermal energy, Government contracts, Indian lands, Mineral royalties, Natural gas, Petroleum, Public lands-mineral resources, Reporting and recordkeeping requirements.

##### *30 CFR Part 208*

Continental shelf, Government contracts, Mineral royalties, Petroleum, Public lands-mineral resources, Reporting and recordkeeping requirements, small businesses, Surety bonds.

##### *30 CFR Parts 216 and 228*

Coal, Continental shelf, Geothermal energy, Government contracts, Indian lands, Mineral royalties, Natural gas, Penalties, Petroleum, Public lands-mineral resources, Reporting and recordkeeping requirements.

##### *30 CFR Part 212*

Coal, Continental shelf, Electronic funds transfers, Geothermal energy, Government contracts, Indian lands, Mineral royalties, Natural gas, Petroleum, Public lands-mineral resources, Reporting and recordkeeping requirements.

##### *30 CFR Part 219*

Coal, Continental shelf, Electronic funds transfers, Geothermal energy, Government contracts, Indian lands, Mineral royalties, Natural gas, Petroleum, Public lands-mineral resources, Reporting and recordkeeping requirements.

##### *30 CFR Part 220*

Coal, Continental shelf, Geothermal energy, Government contracts, Mineral royalties, Natural gas, Petroleum, Public lands-mineral resources, Reporting and recordkeeping requirements.

Dated: July 10, 1992.

**Daniel Talbot,**

*Deputy Assistant Secretary—Land and Minerals Management.*

For the reasons set out in the preamble, 30 CFR parts 206, 207, 208, 210, 216, 218, 219, 220, and 228 are amended as follows:

#### **PART 206—PRODUCT VALUATION**

1. The authority citation for part 206 continues to read as follows:

Authority: 5 U.S.C. 301 *et seq.*; 25 U.S.C. 396 *et seq.*; 25 U.S.C. 396a *et seq.*; 25 U.S.C. 2101 *et seq.*; 30 U.S.C. 181 *et seq.*; 30 U.S.C. 351 *et seq.*; 30 U.S.C. 1001 *et seq.*; 30 U.S.C. 1701 *et seq.*; 31 U.S.C. 9701; 43 U.S.C. 1301 *et seq.*; 43 U.S.C. 1331 *et seq.*; and 43 U.S.C. 1801 *et seq.*

2. Section 206.10 under subpart A, General Provisions, is revised to read as follows:

##### **§ 206.10 Information collection.**

The information collection requirements contained in this part have been approved by the Office of Management and Budget (OMB) under

44 U.S.C. 3501 et seq. The forms, filing date, and approved OMB clearance numbers are identified in 30 CFR 210.10.

**§ 206.262 [Amended]**

3. The last sentence of paragraph (a)(1) of § 206.262, Determination of transportation allowances, under subpart F, Coal, is amended by revising the reference to Form "MMS-24293" 'o read "MMS-4293."

**PART 207—SALES AGREEMENT OR CONTRACTS GOVERNING THE DISPOSAL OF LEASE PRODUCTS**

1. The authority citation for part 207 is revised to read as follows:

Authority: 5 U.S.C. 301 et seq.; 25 U.S.C. 396 et seq.; 25 U.S.C. 396a et seq.; 25 U.S.C. 2101 et seq.; 30 U.S.C. 181 et seq.; 30 U.S.C. 351 et seq.; 30 U.S.C. 1001 et seq.; 30 U.S.C. 1701 et seq.; 31 U.S.C. 9701; 43 U.S.C. 1301 et seq.; 43 U.S.C. 1331 et seq.; and 43 U.S.C. 1801 et seq.

2. Section 207.1 of subpart A, General Provisions, is revised to read as follows:

**§ 207.1 Required recordkeeping.**

(a) The information collection and recordkeeping requirements contained in this part have been approved by OMB under 44 U.S.C. 3501 et seq. and assigned OMB Clearance Number 1010-0061. The information collected will be used to determine a proper transportation allowance for the cost of transporting royalty oil from the lease to a delivery point remote from the lease. The information is required in order to obtain a benefit and is collected in accordance with the Federal Oil and Gas Royalty Management Act of 1982, 30 U.S.C. 1701 et seq.

(b) Public reporting burden is estimated to average 30 minutes per year for each record keeper to maintain copies of sales contracts, agreements, or other documents relevant to the valuation of production. Send any comments regarding this burden estimate or any other aspect of this requirement to the Information Collection Clearance Officer, Minerals Management Service, 361 Elden Street, MS 2300, Herndon, VA 22070, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project 1010-0061, Washington, DC 20503.

**PART 208—SALE OF FEDERAL ROYALTY OIL**

1. The authority citation for part 208 is revised to read as follows:

Authority: 5 U.S.C. 301 et seq.; 30 U.S.C. 181 et seq.; 30 U.S.C. 351 et seq.; 30 U.S.C. 1701 et seq.; 31 U.S.C. 9701; 43 U.S.C. 1301 et seq.; 43 U.S.C. 1331 et seq.; and 43 U.S.C. 1801 et seq.

2. Section 208.3 under subpart A, General Provisions, is revised to read as follows:

**§ 208.3 Information collection.**

The information collection requirements contained in this part have been approved by OMB under 44 U.S.C. 3501 et seq. The forms, filing date, and approved OMB clearance numbers are identified in 30 CFR 210.10.

**PART 210—FORMS AND REPORTS**

1. The authority citation for part 210 is revised to read as follows:

Authority: 5 U.S.C. 301 et seq.; 25 U.S.C. 396 et seq.; 25 U.S.C. 396a et seq.; 25 U.S.C. 2101 et seq.; 30 U.S.C. 181 et seq.; 30 U.S.C. 351 et seq.; 30 U.S.C. 1001 et seq.; 30 U.S.C. 1701 et seq.; 31 U.S.C. 9701; 43 U.S.C. 1301 et seq.; 43 U.S.C. 1331 et seq.; and 43 U.S.C. 1801 et seq.

2. Section 210.10 under subpart A, General Provisions, is revised to read as follows:

**§ 210.10 Information collection.**

(a) *Forms*—This section identifies required MMS Royalty Management Program forms for reporting sales and royalties, production information, claiming a processing or transportation allowance, or claiming a reward for providing original information. The information collection requirements associated with the forms identified in this section have been approved by OMB under 44 U.S.C. 3501 et seq. The forms, filing dates, and approved OMB clearance numbers are summarized below:

Form No., name, and filing date	OMB No.
<i>MMS-2014—Report of Sales and Royalty Remittance—Oil and Gas—Due by the end of first month following production month for royalty payment and for rentals no later than anniversary date of the lease.....</i>	1010-0022
<i>MMS-3160—Monthly Report of Operations—Due by the 15th day of the second month following the production month.....</i>	1010-0040
<i>MMS-4025—Oil and Gas Payor Information Form—Due 30 days after issuance of a new lease or change to an existing lease.....</i>	1010-0033
<i>MMS-4030—Solid Minerals Payor Information Form—Due 30 days after issuance of a new lease or change to an existing account established by an earlier form.....</i>	1010-0064
<i>MMS-4051—Facility and Measurement Information Form and Supplement—Due at the request of MMS during the initial conversion of the facility and measurement device operators.....</i>	1010-0040
<i>MMS-4052—Well Information Form—Due at the request of MMS during the initial conversion of the lease and agreement operators.....</i>	1010-0040
<i>MMS-4053—First Purchaser Report—Due at the request of MMS.....</i>	1010-0040

Form No., name, and filing date	OMB No.
<i>MMS-4054—Oil and Gas Operations Report—Due by the 15th day of the second month following the production month.....</i>	1010-0040
<i>MMS-4055—Gas Analysis Report—Due by the 15th day of the second month following the production month.....</i>	1010-0040
<i>MMS-4056—Gas Plant Operations Report—Due by the 15th day of the second month following the production month.....</i>	1010-0040
<i>MMS-4057—Fractionation Plant Operations Report—Due by the 15th day of the second month following the production month.....</i>	1010-0040
<i>MMS-4058—Production Allocation Schedule Report—Due by the 15th day of the second month following the production month.....</i>	1010-0040
<i>MMS-4059—Solid Minerals Operation Report—Due by the 15th day of the second month following the production month.....</i>	1010-0063
<i>MMS-4060—Solid Minerals Facility Report—Due by the 15th day of the second month following the production month.....</i>	1010-0063
<i>MMS-4061—API Well Number Change Report—Due 10 days prior to submission of Form MMS-4054.....</i>	1010-0040
<i>MMS-4070—Application of the Purchase of Royalty Oil—Due prior to the date of sale in accordance with the instructions in the Notice of Availability of Royalty Oil.....</i>	1010-0042
<i>MMS-4071—Semiannual Report of Royalty-in-Kind Oil Entitlements—Due from the lease operator by March 1 and September 1 each year for the prior 6-month period ending December 31 and June 30.....</i>	1010-0042
<i>MMS-4109—Gas Processing Allowance Summary Report—Initial report due within 3 months following the last day of the month for which an allowance is first claimed, unless a longer period is approved by MMS.....</i>	1010-0075
<i>MMS-4110—Oil Transportation Allowance Report—Initial report due within 3 months following the last day of the month for which an allowance is first claimed, unless a longer period is approved by MMS.....</i>	1010-0061
<i>MMS-4260—Application for Reward for Original Information—Due when a reward is claimed for information provided which may lead to the recovery of royalty or other payments owed to the United States.....</i>	1010-0076
<i>MMS-4292—Coal Washing Allowance Report—Due prior to or at the same time that the allowance is first reported on Form MMS-2014 and annually thereafter if the allowance does not change.....</i>	1010-0074
<i>MMS-4293—Coal Transportation Allowance Report—Due prior to or at the same time that the allowance is first reported on Form MMS-2014 and annually thereafter if the allowance does not change.....</i>	1010-0074
<i>MMS-4295—Gas Transportation Allowance Report—Initial report due within 3 months following the last day of month for which an allowance is first claimed unless a longer period is approved by MMS.....</i>	1010-0075

The information required on the forms identified in the table above is being collected by the Department of the Interior to meet its congressionally mandated accounting and auditing responsibilities relating to Federal and Indian mineral royalty management. The purpose of the forms and the estimated public reporting burden associated with each form are described in paragraph (c) of this section. With the exception of Forms MMS-4109, MMS-4110, MMS-4280, MMS-4292, MMS-4293, and MMS-4295, the forms are mandatory. Information on Forms MMS-4109, MMS-4110, MMS-4292, MMS-4293, and MMS-4295 is required to receive a benefit. Information required on Form MMS-4280 must be provided voluntarily to claim a reward. Information collected relative to production, royalties, and other payments due the Government from activities on leased Federal or Indian land is authorized by the Federal Oil and Gas Royalty Management Act of 1982, 30 U.S.C. 1701 et seq. for oil and gas production, and by 30 U.S.C. 189, 30 U.S.C. 359, and 30 U.S.C. 396d for solid mineral production.

(b) *MMS mailing addresses*—This paragraph identifies the MMS address(es) to be used for requesting forms and/or for mailing completed forms to MMS.

(1) Requests for Forms MMS-2014, MMS-4070, or MMS-4071 should be addressed to the Minerals Management Service, Royalty Management Program, Fiscal Accounting Division, P.O. Box 5760, MS 3200, Denver, Colorado 80217-5760. Completed Forms MMS-4071 should be mailed to the same address. The completed Forms MMS-2014 should be mailed to the Minerals Management Service, Royalty Management Program, P.O. Box 5810, Denver, Colorado 80217-5810. The address to which a completed Form MMS-4070 should be mailed will be identified in a **Federal Register** Notice of Availability of Royalty Oil. (See 30 CFR 208.5.)

(2) Requests for Forms MMS-4025 or MMS-4030 should be addressed to the Minerals Management Service, Royalty Management Program, P.O. Box 5760, Denver, Colorado 80217-5760. The completed forms should be mailed to the same address.

(3) Requests for Forms MMS-3160, MMS-4051, MMS-4052, MMS-4053, MMS-4054, MMS-4055, MMS-4056, MMS-4057, MMS-4058, MMS-4059, MMS-4060, or MMS-4061 should be addressed to the Minerals Management Service, Royalty Management Program, Production Accounting Division, P.O. Box 17110, Denver, Colorado 80217-0110. The completed forms should be mailed to the same address.

(4) Requests for processing or transportation allowance forms (Forms MMS-4109, MMS-4110, MMS-4292, MMS-4293, or MMS-4295) should be addressed to the Minerals Management Service, Royalty Management Program, Royalty Valuation and Standards Division, P.O. Box 25165, MS 3500, Denver, Colorado 80225-0165. The completed allowance forms should be mailed to the Minerals Management Service, Royalty Management Program, P.O. Box 5200, Denver, Colorado 80217-5200.

(5) Requests for Form MMS-4280 should be addressed to the Minerals Management Service, Royalty Management Program, Royalty Compliance Division, P.O. Box 25165, MS 3600, Denver, Colorado 80225-0165. The completed form should be mailed to the same address. (See 30 CFR 218.57(b)).

(6) Reports delivered to MMS by special couriers or overnight mail shall be addressed as follows: Minerals Management Service, Royalty Management Program, Building 85, Denver Federal Center, room A-212, Revenue and Document Processing, Denver, Colorado 80225.

(c) *Purpose of forms and estimated public reporting burden*—This paragraph describes the purpose of the information being collected and the estimated public reporting burden associated with the OMB approved forms identified in paragraph (a) of this section.

(1) *MMS-2014*—Used monthly to report lease-related transactions essential for royalty management to determine the correct royalty amount due, reconcile or audit data, and distribute payments to appropriate accounts. Public reporting burden is estimated to average 9 minutes to complete each line item on the form, including the time necessary to assemble data, calculate value and royalty, and enter data on the form. Companies with equipment enabling them to report using tape media may average 3 minutes to complete each line item on the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0022.

(2) *MMS-3160*—Used by onshore oil and gas lease operators to report monthly oil and gas production to MMS. Public reporting burden is estimated to average 30 minutes per form including time spent reading instructions, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(3) *MMS-4025*—This form is used to establish a data base of payor accounts for oil and gas leases on Federal or Indian lands, reporting changes in payor accounts, and notifying MMS of the products on which royalties will be paid. Public reporting burden is estimated to average 30 minutes per form, including time spent reading instructions, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0033.

(4) *MMS-4030*—This form is used to establish a data base of payor accounts for solid mineral leases on Federal or Indian lands, reporting any changes to the accounts, and identifying the type of mine and product produced. Public reporting burden is estimated to average 30 minutes per form, including time spent reading instructions, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0064.

(5) *MMS-4051*—Used to establish a reference data base identifying the facilities where oil and gas production is stored or processed and the metering points where production is measured for sale or transfer. Public reporting burden is estimated to average 30 minutes per form for facility operators to review and update the data base. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(6) *MMS-4052*—The form is used to provide data from lease operators identifying all wells not permanently plugged or abandoned. It is used only once, during conversion to the Production Accounting and Auditing System. Public reporting burden is estimated to average 30 minutes per form, including time spent reading instructions, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(7) *MMS-4053*—Designed as an audit tool to be used to confirm sales data. Public reporting burden is estimated to average 30 minutes per form, including time spent reading instructions, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(8) *MMS-4054*—This three-part form identifies all oil and gas lease production from Federal and Indian lands. The MMS uses information from this form to track oil and gas from the point of production to the point of first sale or other disposition. Respondents

will generally not use all three parts of the form. Public reporting burden is estimated to average 1 hour per month, including time gathering data, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(9) *MMS-4055*—This report identifies the separate components of natural gas production. It is submitted quarterly or semiannually by lease operators when gas production is processed before royalty value has been determined. Public reporting burden is estimated to average 30 minutes per form including time required gathering data, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(10) *MMS-4056*—Submitted monthly by gas plant operators to identify components and disposition of natural gas from Federal and Indian leases. Public reporting burden is estimated to average 30 minutes per form, including time required gathering data, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(11) *MMS-4057*—This form is submitted monthly by fractionation plant operators to identify the volume of raw material transferred to the plant and the volume of natural gas liquids produced. Public reporting burden is estimated to average 30 minutes per report, including time required gathering data, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(12) *MMS-4058*—Submitted monthly by operators of the facilities and measurement points where production from a Federal or Indian lease is commingled with production from other sources before it is measured for royalty determination. The data reported is used to determine whether sales reported by lessees are reasonable. Public reporting burden is estimated to average 1 hour per form, including time required gathering data, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(13) *MMS-4059*—This form consists of parts A and B. It is submitted by all operators of Federal or Indian solid mineral leases on a schedule established on the lease. Public reporting burden is estimated to range from 30 minutes per form for the majority of operators who submit only part A to report production and disposition of raw materials, to 1½

hours for operators submitting both parts A and B to report sales of mine production from a facility beyond the mine site. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0063.

(14) *MMS-4060*—Submitted by operators of secondary processing or remote storage facilities that handle solid mineral production on which royalties have not been determined. The form is usually submitted monthly and requires 1 to 2 hours to complete depending on the processes, inventory, and production disposition to be reported. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0063.

(15) *MMS-4061*—This form is used to notify MMS whenever a well with a temporary identification number is assigned a permanent American Petroleum Institute (API) number. Public reporting burden is estimated to average 30 minutes per form, including time required gathering data, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0040.

(16) *MMS-4070*—After publication in the Federal Register of a Notice of Availability of Royalty Oil, refiners interested in the purchase of royalty oil should submit their applications using this form. The information collected is used by MMS to determine if the applicant meets eligibility requirements to contract to purchase the oil. Public reporting burden is estimated to average 1 hour per form, including time required gathering data, completing, and mailing the form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0042.

(17) *MMS-4071*—This form is used semiannually by lease operators to document royalty oil entitlements under royalty oil contracts issued by MMS. The MMS completes the first 8 lines on the form before sending it out to the lessee or lease operator. Public reporting burden is estimated to average 15 minutes to complete the production and entitlements columns, sign, and return the form to MMS. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0042.

(18) *MMS-4109*—Used to claim an allowance for the reasonable, actual costs of removing hydrocarbon and nonhydrocarbon elements or compounds from the gas streams. Public reporting burden varies depending on the type of contract involved. Under an arm's-

length contract, burden is estimated to average 1 hour for the submission of page 1 and schedule 1 of the form requiring the lessee's name and address, payor code, plant name, accounting identification number, product code, and selling arrangement. Nonarm's-length contract claims require completion of all pages of the form including calculations of allowable operating and maintenance costs, overhead, depreciation, and return on undepreciated capital investment. Public reporting burden is estimated to average 10 hours to complete the entire form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0075.

(19) *MMS-4110*—Used to claim an allowance for expenses incurred by a lessee in transporting oil from the lease site to a point remote from the lease where value is determined. Public reporting burden varies depending on the type of contract involved. Under an arm's-length contract, burden is estimated to average 1 hour for the submission of page 1 and schedule 1 of the form requiring the lessee's name and address, payor code, accounting identification number, product code, and selling arrangement. Nonarm's-length contract claims require completion of all pages of the form including calculations of allowable operating and maintenance costs, overhead, depreciation, and return on undepreciated capital investment. Public reporting burden is estimated to average 3 hours to complete the entire form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0061.

(20) *MMS-4280*—This form is used to claim a reward for information leading to the recovery of payments owed to the United States from oil and gas leases on Federal land or the Outer Continental Shelf. Claimants must provide name, address, Social Security number, and a brief description of the violation being reported. Public reporting burden is estimated to average 30 minutes to complete this form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0076.

(21) *MMS-4292*—This form is used to claim an allowance for the reasonable, actual costs incurred to wash coal. Public reporting burden varies depending on the type of contract involved. Under an arm's-length contract, burden is estimated to average 1 hour for the submission of page 1 of the form requiring the lessee's name and address, payor code, accounting identification number, product code, and

selling arrangement. Nonarm's-length contract claims require completion of all pages of the form including calculations of allowable operating and maintenance costs, overhead, depreciation, and return on undepreciated capital investment. Public reporting burden is estimated to average 40 hours to complete the entire form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0074.

(22) *MMS-4293*—Used to claim an allowance for the reasonable, actual costs of transporting coal to a sales point or a washing facility remote from the mine or lease. Public reporting burden varies depending on the type of contract involved. Under an arm's-length contract, burden is estimated to average 1 hour for the submission of page 1 of the form requiring the lessee's name and address, payor code, accounting identification number, product code, and selling arrangement. Nonarm's-length contract claims require completion of all pages of the form including calculations of allowable operating and maintenance costs, overhead, depreciation, and return on undepreciated capital investment. Public reporting burden is estimated to average 40 hours to complete the entire form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0074.

(23) *MMS-4295*—This form is used to claim an allowance for the reasonable, actual costs of transporting gas from the lease to the point of first sale. Public reporting burden varies depending on the type of contract involved. Under an arm's-length contract, burden is estimated to average 1 hour for the submission of page 1 and schedule 1 of the form requiring the lessee's name and address, payor code, accounting identification number, product code, and selling arrangement. Nonarm's-length contract claims require completion of all pages of the form including calculations of allowable operating and maintenance costs, overhead, depreciation, and return on undepreciated capital investment. Public reporting burden is estimated to average 3 hours to complete the entire form. Comments submitted relative to this information collection should reference Paperwork Reduction Project 1010-0075.

(d) *Comments on burden estimates.* Send comments regarding the burden estimates or any other aspect of these information collections, including suggestions for reducing burden, to the Information Collection Clearance Officer, Minerals Management Service, 381 Elden Street, MS 2300, Herndon, VA

22070; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project 1010-XXXX, Washington, DC 20503.

3. Paragraph (a) of § 210.53, under subpart B, Oil, Gas, and OCS Sulfur—General, is revised to read as follows:

**§ 210.53 Reporting instructions.**

(a) Specific guidance on how to prepare and submit required information collection reports and forms to MMS is contained in an MMS "Oil and Gas Payor Handbook," a "Production Accounting and Auditing System Reporter Handbook," and a "PAAS Onshore Oil and Gas Reporter Handbook." The Payor Handbook is available from the Minerals Management Service, Royalty Management Program, Fiscal Accounting Division, P.O. Box 5760, MS 3200, Denver, Colorado 80217-5760. The Reporter Handbooks are available from the Minerals Management Service, Royalty Management Program, Production Accounting Division, P.O. Box 17110, Denver, Colorado 80217-0110.

4. Paragraph (a) of § 210.204, under subpart E, Solid Minerals, General, is revised to read as follows:

**§ 210.204 Reporting instructions.**

(a) Specific guidance on how to prepare and submit required information collection reports and forms to MMS is contained in an "MMS Payor Handbook—Solid Minerals" and a "Production Accounting and Auditing System Reporter Handbook." The Payor Handbook is available from the Minerals Management Service, Royalty Management Program, Fiscal Accounting Division, P.O. Box 5760, MS 3200, Denver, Colorado 80217-5760. The Reporter Handbook is available from the Minerals Management Service, Royalty Management Program, Production Accounting Division, P.O. Box 17110, Denver, Colorado 80217-0110.

**PART 216—PRODUCTION ACCOUNTING**

1. The authority citation for part 216 is revised to read as follows:

Authority: 5 U.S.C. 301 et seq.; 25 U.S.C. 396 et seq.; 25 U.S.C. 396a et seq.; 25 U.S.C. 2101 et seq.; 30 U.S.C. 181 et seq.; 30 U.S.C. 351 et seq.; 30 U.S.C. 1001 et seq.; 30 U.S.C. 1701 et seq.; 31 U.S.C. 9701; 43 U.S.C. 1301 et seq.; 43 U.S.C. 1331 et seq.; and 43 U.S.C. 1801 et seq.

2. Section 216.10 under subpart A, General Provisions, is revised to read as follows:

**§ 216.10 Information collection.**

The information collection requirements contained in this part have been approved by OMB under 44 U.S.C. 3501 et seq. The forms, filing date, and approved OMB clearance numbers are identified in 30 CFR 210.10.

3. Paragraph (a) of § 216.15, under subpart A, General Provisions, is revised to read as follows:

**§ 216.15 Reporting instructions.**

(a) Specific guidance on how to prepare and submit required information collection reports and forms to MMS is contained in a "PAAS Reporter Handbook" and a "Paas Onshore Oil and Gas Reporter Handbook." The Reporter Handbooks are available from the Minerals Management Service, Royalty Management Program, Production Accounting Division, P.O. Box 17110, Denver, Colorado 80217-0110.

4. Paragraph (a) of § 216.18, under subpart A, General Provisions, is revised to read as follows:

**§ 216.18 Where to report.**

(a) All reporting forms listed in this part that are mailed or sent by U.S. Postal Service express mail should be mailed to the Mineral Management Service, Royalty Management Program, Production Accounting Division, P.O. Box 17110, Denver, Colorado 80217-0110.

**PART 218—COLLECTION OF ROYALTIES, RENTALS, BONUSSES, AND OTHER MONIES DUE THE FEDERAL GOVERNMENT**

1. The authority citation for part 218 continues to read as follows:

Authority: 5 U.S.C. 301 et seq.; 25 U.S.C. 396 et seq.; 25 U.S.C. 396a et seq.; 25 U.S.C. 2101 et seq.; 30 U.S.C. 181 et seq.; 30 U.S.C. 351 et seq.; 30 U.S.C. 1001 et seq.; 30 U.S.C. 1701 et seq.; 31 U.S.C. 9701; 43 U.S.C. 1301 et seq.; 43 U.S.C. 1331 et seq.; and 43 U.S.C. 1801 et seq.

2. A new § 218.10 is added under Subpart A, General Provisions, to read as follows:

**§ 218.10 Information collection.**

The information collection requirements contained in this part have been approved by OMB under 44 U.S.C. 3501 et seq. The forms, filing date, and approved OMB clearance numbers are identified in 30 CFR 210.10.

3. Paragraph (f)(1) of § 218.51, under Subpart B, Oil and Gas—General, is revised to read as follows:

**§ 218.51 Method of payment.**

(f) *Where to pay.* (1) The Report of Sales and Royalty Remittance (Form MMS-2014) and the applicable payment (payable to the *Department of the Interior, MMS*) should be mailed to the Minerals Management Service, Royalty Management Program, P.O. Box 5810, Denver, Colorado 80217-5810. Rental or deferred bonus payments for Federal nonproducing leases that are not required to be reported on Form MMS-2014 should be mailed to the Minerals Management Service, Royalty Management Program, P.O. Box 5640, Denver, Colorado 80217-5640.

4. Paragraph (b) of § 218.102 under subpart C, Oil and Gas Onshore, is revised to read as follows:

**§ 218.102 Late payment or underpayment charges.**

(b) Late payment charges will be assessed on any late payment or underpayment from the date that the payment was due until the date that the payment was received at the MMS addresses specified in § 218.51(f)(1) and (f)(2). Payments received at the specified MMS addresses after 4 p.m. mountain time are considered received the following business day.

5. Paragraph (c) of § 218.150 under subpart D, Oil and Gas Sulfur Offshore, is revised to read as follows:

**§ 218.150 Royalties, net profit shares, and rental payments.**

(c) Late payment charges will be assessed on any late payment or underpayment from the date that the payment was due until the date that the payment was received at the MMS addresses specified in § 218.51(f)(1) and (f)(2). Payments received at the specified MMS addresses after 4 p.m. mountain time are considered received the following business day.

6. Paragraphs (d)(3) and (d)(4) of § 218.155 under subpart D, Oil, Gas, and Sulfur, Offshore are revised to read as follows:

**§ 218.155 Method of payment.**

(d) . . .  
(3) The MMS mailing addresses for payments to MMS are specified in § 218.51(f)(1) and (f)(2).

(4) Payments received at the MMS addresses after 4 p.m. mountain time are considered received the following business day.

7. Paragraph (b) of § 218.202 under subpart E, Solid Minerals, General, is revised to read as follows:

**§ 218.202 Late payment or underpayment charges.**

(b) Late payment charges will be assessed on any late payment or underpayment from the date that the payment was due until the date that the payment was received at the MMS addresses specified in 218.51(f)(1) and (f)(2). Payments received at the specified MMS addresses after 4 p.m. mountain time are considered received the following business day.

8. Paragraph (b) of § 218.302 under subpart F, Geothermal Resources, is revised to read as follows:

**§ 218.302 Late payment or underpayment charges.**

(b) Late payment charges will be assessed on any late payment or underpayment from the date that the payment was due until the date that the payment was received at the MMS addresses specified in § 218.51(f)(1) and (f)(2). Payments received at the specified MMS addresses after 4 p.m. Mountain Time are considered received the following business day.

**PART 219—DISTRIBUTION AND DISBURSEMENT OF ROYALTIES, RENTALS, AND BONUSES**

1. The authority citation for part 219 is revised to read as follows:

Authority: Section 104, Pub. L. 97-451, 96 Stat. 2451 (30 U.S.C. 1714).

2. Section 219.102, under subpart C, Oil and Gas, Onshore, is revised to read as follows:

**§ 219.102 Method of payment.**

The MMS shall disburse monies to a State either by Treasury check or by Electronic Funds Transfer (EFT). Should a State prefer to receive its payment by EFT, it should request this payment method in writing to the Minerals Management Service, Royalty Management Program, Fiscal Accounting Division, P.O. Box 5760, MS 3200, Denver, Colorado 80217-5760.

**PART 220—ACCOUNTING PROCEDURES FOR DETERMINING NET PROFIT SHARE PAYMENT FOR OUTER CONTINENTAL SHELF OIL AND GAS LEASES**

1. The authority citation for part 220 continues to read as follows:

Authority: Sec. 205, Pub. L. 95-372, 92 Stat. 643 (43 U.S.C. 1337).

2. A new § 220.003 is added to read as follows:

**§ 220.003 Information collection.**

(a) The information collection requirements of this part have been approved by OMB under 44 U.S.C. 3501 et seq. and assigned OMB Clearance Number 1010-0073. The information will be used to determine all allowable direct and allocable joint costs incurred during the term of the lease, appropriate overhead allowances permitted on these costs pursuant to § 220.012, and allowances for capital recovery calculated pursuant to § 220.020. The information collection is mandatory in accordance with the Federal Oil and Gas Royalty Management Act of 1982, 30 U.S.C. 1701 et seq.

(b) Public reporting burden is estimated to average 16 hours for each annual and monthly lease report, including time spent reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing burden, to the Information Collection Clearance Officer, Minerals Management Service, 281 Elden Street, MS 2300, Herndon, Virginia 22070; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project 1010-0073, Washington, DC 20503.

**PART 228—COOPERATIVE ACTIVITIES WITH STATES AND INDIAN TRIBES**

1. The authority citation for part 228 is revised to read as follows:

Authority: Section 202, Pub. L. 97-451, 96 Stat. 2457 (30 U.S.C. 1732).

2. Section 228.10 under subpart A, General Provisions, is revised to read as follows:

**§ 228.10 Information collection.**

(a) The information collection requirements contained in this part have been approved by OMB under 44 U.S.C. 3501 et seq. and assigned OMB Clearance Number 1010-0087. The information collected will be used to prepare a cooperative agreement with a State or Indian tribe wishing to perform royalty audits. The information should be submitted voluntarily in order to enter into a cooperative agreement authorized by 30 U.S.C. 1732.

(b) Public reporting burden is estimated to average 136 hours for the preparation of the original request for consideration and application to enter into a cooperative agreement. Subsequent requests for renewal of the agreement may require about 40 hours for the preparation of an annual budget and work plan, and an estimated 8 hours per quarter for preparation of a reimbursement voucher and an audit progress report. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing burden, to the Information Collection Clearance Officer, Minerals Management Service, 381 Elden Street, MS 2300, Herndon, Virginia 22070; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project 1010-0087, Washington, DC 20503.

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BILLING CODE 4310-MR-M

#### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 914

#### Indiana Permanent Regulatory Program; Revegetation—Prime Farmland

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

**ACTION:** Final rule; Approval of amendment.

**SUMMARY:** OSM is announcing the approval with certain exceptions of a proposed amendment to the Indiana permanent regulatory program (hereinafter referred to as the Indiana program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The amendment (Program Amendment Number 91-5) consists of proposed changes to the Indiana Surface Mining Rule provisions concerning prime farmland special performance standards. The amendment is intended to revise the existing standards for revegetation and restoration of soil productivity on prime farmland.

**EFFECTIVE DATE:** September 14, 1992.

**FOR FURTHER INFORMATION CONTACT:** Mr. Roger W. Calhoun, Acting Director, Indianapolis Field Office, Office of Surface Mining Reclamation and Enforcement, Minton-Capehart Federal Building, 575 North Pennsylvania Street, room 301, Indianapolis, IN 46204, Telephone (317) 228-6166.

**SUPPLEMENTARY INFORMATION:**

- I. Background on the Indiana Program.
- II. Submission of the Amendment.
- III. Director's Findings.
- IV. Summary and Disposition of Comments.
- V. Director's Decision.
- VI. Procedural Determinations.

#### I. Background on the Indiana Program

On July 29, 1982, the Indiana program was made effective by the conditional approval of the Secretary of the Interior. Information pertinent to the general background on the Indiana program, including the Secretary's findings, the disposition of comments, and a detailed explanation of the conditions of approval of the Indiana program can be found in the July 28, 1982, Federal Register (47 FR 32107). Subsequent actions concerning the conditions of approval and program amendments are identified at 30 CFR 914.15 and 914.16.

#### II. Submission of the Amendment

By letter dated May 23, 1991, (Administrative Record No. IND-0873), the Indiana Department of Natural Resources (IDNR) submitted proposed Program Amendment Number 91-5 to the Indiana program at Indiana Administrative Code (IAC) 310 IAC 12-5-145 through 310 IAC 12-5-148. The proposed amendment would amend existing 310 IAC 12-5 sections 145, 146, and 148 by revising the performance standards for restoring soil productivity. The amendment would also repeal 310 IAC 12-5-147 and would add new 310 IAC 12-5-148.5 to create specific standards for revegetation and restoration of soil productivity on prime farmland.

OSM announced receipt of the proposed amendment in the June 27, 1991, Federal Register (56 FR 29449), and in the same notice, opened the public comment period and provided opportunity for a public hearing on the adequacy of the proposed amendment. The public comment period ended on July 29, 1991. The scheduled public hearing was not held as no one requested an opportunity to provide testimony.

By letter dated September 5, 1991 (Administrative Record No. IND-0947), OSM responded to Indiana's proposed rules by identifying specific concerns and requesting clarification from Indiana. Indiana responded by letter dated October 10, 1991 (Administrative Record No. IND-1000). By letter dated March 24, 1992 (Administrative Record No. IND-1049), OSM requested additional clarification concerning unresolved issues. Indiana responded by letter dated April 29, 1992 (Administrative Record No. IND-1076). The proposed rules were finally adopted

and published in the Indiana Register on July 1, 1992 (IR, V15, No. 10, pp. 2167-2169).

#### III. Director's Findings

Set forth below, pursuant to SMCRA and the Federal regulations at 30 CFR 732.15 and 732.17, are the Director's findings concerning the proposed amendment to the Indiana program. Any revisions not specifically discussed below are found to be no less stringent than SMCRA and no less effective than the Federal regulations. Revisions which are not discussed below contain language similar to the corresponding Federal rules, concern nonsubstantive wording changes, or revise cross-references and paragraph notations to reflect organizational changes resulting from this amendment.

#### 1. 310 IAC 12-5-145 Scope, Purpose, Applicability

310 IAC 12-5-145(a) is revised to provide that 310 IAC 12-5 subsections 145, 146, 148, and 148.5 set forth special performance standards for surface coal mining and reclamation operations on prime farmland.

310 IAC 12-5-145(b) is revised by deleting the existing language and adding a provision that 310 IAC 12-5 sections 145, 146, 148, and 148.5 do not apply to the following:

(1) Coal preparation plants, support facilities and roads associated with underground mines that are actively used over extended periods of time where such uses affect a minimal amount of land; (2) Disposal areas containing coal mine waste resulting from underground mines that is not technologically and economically feasible to store in underground mines or on nonprime farmland; and (3) Prime farmland that has been excluded under 310 IAC 12-3-98(a).

The Director finds that the proposed changes to 310 IAC 12-5-145 are substantively identical to the Federal regulations at 30 CFR 823.11 concerning prime farmland. The Director notes that 30 CFR 823.11(a) is suspended "insofar as it excludes from the requirements of 30 CFR 823 those coal preparation plants, support facilities, and roads that are surface mining activities" (50 FR 7274; February 21, 1985). Therefore, the Director is approving 310 IAC 12-5-145 to the extent that it is implemented in a manner consistent with the February 21, 1985, notice.

The Director also notes that the Federal regulations at 30 CFR 823.4 require the regulatory authority within each State to use the prime farmland soil-reconstruction specifications