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Highlights

Document Drafting Handbook
The Office of the Federal Register has issued a revised edition of the handbook. See the Reader Aids section of this issue for details.

70352 **Grant Programs—Social** Justice/NIC resolicits cooperative agreement grant entitled "National Institute of Corrections Training and Consulting Project"; apply by 11-21-80

70390 **Pipeline Safety** DOT/RSPA establishes new safety standards governing liquefied natural gas facilities used in transportation of gas by pipeline in or affecting interstate or foreign commerce (Part III of this issue)

70412 **Transportation** DOT/UMTA proposes regulations governing its program which provides funding for mass transportation projects that enhance urban development; comments by 12-8-80 (Part IV of this issue)

70366 **Mopeds** DOT/NHTSA advises the public of motorized bicycle safety guidelines for State programs

70313 **Grant Programs—Environmental Protection** EPA invites comments on and announces opportunity for hearing on its intent to award a grant to the State of Oregon to assist in the funding of its air pollution control program for fiscal year 1981

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on the proposed jurisdiction; (5) an outline of the proposed approach to the problem, its innovative aspects, and its anticipated results; (6) the period of performance; (7) the estimated costs by fiscal year; and (8) a brief plan for evaluation of the project.

(c) A nonprofit orgainzation whose project does not involve activities within a State or political subdivision shall submit its preapplication directly to the NHTSA Associate Administrator for Traffic Safety Program. Each other applicant shall submit its preapplication to the State Highway Safety Agency for the State of which it is a constituent part or in which it is located.

(d) The State Highway Safety Agency shall promptly forward such preapplication, together with any comments it may have, to the NHTSA and FHWA Regional Offices. The Regional Offices shall comment on the project, then promptly submit the preapplication to the NHTSA Associate Administrator for Traffic Safety Programs.

§ 1217.5 Project application and classification.

(a) Based on the preapplications, the agency shall determine which proposals warrant further development. The agency shall request detailed proposals to clarify and amplify the preapplications.

(b) To facilitate the selection of eligible projects, the agency will classify projects according to the following categories:

(1) Accident reduction areas, such as speed limit violations, alcohol and drug abuse, restraint systems, motorcycle operation, pedestrian behavior, and roadside and roadway hazards.

(2) System support areas, such as coordinated jurisdictional highway safety planning and implementation, traffic records, emergency response systems, manpower training and development, and driver licensing and improvement programs.

(3) System development and improvement, such as problem analysis techniques, cost effectiveness measures, countermeasure selection and evaluation criteria, program management techniques, and citizen participation.

§ 1217.6 Project review procedure.

(a) The detailed proposals shall be forwarded to a panel of traffic safety experts whose members shall be selected based on their experience in relevant fields of endeavor. The panel shall review the technical merits of each proposal and rank the proposals within established categories in accordance with the criteria of subsection (b) of this section.

(b) In reviewing any project within each category the panel shall consider the following criteria:

(1) The significance of the project's impact on highway safety,

(2) Its ability to unify existing highway safety programs,

(3) Its relationship to the 18 Highway Safety Program Standards,

(4) Its consistency with policies of curbing inflation and saving energy,

(5) Its freedom from the need for enabling legislation or governmental reorganization,

(6) Its feasibility,

(7) Its public acceptance and suitability for public participation,

(8) Its low cost or cost-effectiveness,

(9) Its adaptability to other jurisdictions, and

(10) Its suitability for evaluation.

(c) Based on the panel's review and ranking, the agency shall determine the projects to be funded and shall publish the list of awards in the Federal Register.

§ 1217.7 Limitation on project funding.

(a) A project funded under 23 U.S.C. 402 shall not be eligible for funding under the innovative grant program.

(b) The funds for any individual project in any fiscal years shall not exceed 10 percent of the funds appropriated for 23 U.S.C. 407 for the fiscal year in which the grant is awarded.

§ 1217.8 Length of projects.

Project operational periods exclusive of the preplanning and followup evaluation shall be limited to three years. The agency may extend an approved project for a period of time not to exceed two years, based on the progress toward project objectives, justification for continued support, and the reasonableness of the budget for project continuation.

§ 1217.9 Project reporting.

Grant recipients shall report semiannually to the agency and shall prepare an evaluation report at the end of each fiscal year.

Interested persons are invited to submit comments on this proposal. It is requested but not required that 10 copies be submitted.

Comments may not exceed 15 pages in length. Necessary attachments may be appended to these submissions without regard to the 15 page limit. This limitation is intended to encourage commenters to detail their primary arguments in a concise fashion.

All comments received before the close of business on the comment closing date indicated above will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may proceed at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The NHTSA will continue to file relevant material as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new naterial.

Those persons desiring to be notified upon receipt of their comments in the rules docket should enclose, in the envelope with their comments, a self addressed stamped postcard. Upon receiving the comments, the docket supervisor will return the postcard by mail.

Note.—The National Highway Traffic Safety Administration and the Federal Highway Administration have determined that this document is a nonsignificant regulation under the regulatory policies and procedures established by the Department of Transportation (44 FR 11034). The anticipated impact of this regulation is so minimal that a full regulatory evaluation is not required.

Issued on October 16, 1980.

Charles F. Livingston,

Associate Administrator for Traffic Safety Programs.

[FR Doc. 80-32935 Filed 10-17-80; 4:21 pm]

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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

25 CFR Part 120

Land Records and Title Documents

October 10, 1980.

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Proposed rule.

SUMMARY: This proposed rule revises and replaces the regulations relating to land records and title documents affecting Indian lands. The proposed regulation defines the role of the Land Titles and Records Offices (formerly called title plants) in the Bureau of Indian Affairs as the offices of record for all title documents to Indian lands. It explains procedures to owners and administrators of Indian lands, employees of the Bureau of Indian Affairs, and other persons authorized by law or regulation to have access to

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information about the current status and ownership of Indian lands.

DATE: Comments must be received on or before November 24, 1980.

ADDRESSES: Submit written comments to Elva DeCelles, Land Records Officer, Bureau of Indian Affairs, 500 Gold Avenue, P.O. Box 888, Albuquerque, NM 87103.

FOR FURTHER INFORMATION CONTACT: Elva DeCelles, Land Records Officer, Bureau of Indian Affairs, 500 Gold Avenue, P.O. Box 888, Albuquerque, NM 87103. (503-766-2800) (FTS 8-474-2800).

SUPPLEMENTARY INFORMATION: The Bureau of Indian Affairs has a trust responsibility for approximately 10 million acres of individually-owned Indian land and 40 million acres of tribally-owned Indian land. The Land Titles and Records Offices are the recording offices for all Indian land records and title documents. These offices perform functions comparable to the county recording offices charged with the duty of keeping the public records of deeds, mortgages, etc., within most states. Other functions include preparation of abstracts of title and maintenance of probate records.

This proposed rule completely revises 25 CFR, Part 120, which was originally written in 1965 when the Bureau "title plants" were being created. It supersedes all regulations previously published under that Part.

The primary author of this proposed rule is: Elva DeCelles, Land Records Officer, Bureau of Indian Affairs. (503-766-2800) (FTS 8-474-2800). This proposed rule is published in exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by 209 DM 8.

Note.—The Department of the Interior has determined that this document is not a significant rule and does not require a regulatory analysis under Executive Order 12044 and 43 CFR Part 14.

The regulations on land records and title documents affecting Indian lands, 25 CFR Part 120, are revised to read as follows:

PART 120—LAND RECORDS AND TITLE DOCUMENTS

Sec.

120.1 Purpose and scope.
120.2 Definitions.
120.3 Maintenance of land records and title documents.
120.4 Location and service areas for Land Titles and Records Offices.
120.5 Other Bureau Offices with title service responsibility.
120.6 Recordation of title documents.
120.7 Curative action to correct title defects.
120.8 Title status reports.
120.9 Land status maps.
120.10 Certification of title documents.
120.11 Disclosure of land records, title documents, and title reports.

Authority: Act of June 30, 1834 (4 Stat. 738; 25 U.S.C. 9). Act of July 26, 1892 (27 Stat. 273; 25 U.S.C. 5). Reorganization Plan No. 3 of 1950 approved June 20, 1949 (64 Stat. 1262). (Act of April 26, 1906 (34 Stat. 137); Act of May 27, 1908 (35 Stat. 312); Act of August 1, 1914 (38 Stat. 582, 598) deal specifically with land records of Five Civilized Tribes.)

Cross-References: For further regulations pertaining to proceedings in Indian probate, see 43 CFR Part 1, Subpart D.

§ 120.1 Purpose and scope.

These regulations set forth authorities, policy and procedures governing the recording, custody, maintenance, use and certification of title documents and the issuance of title status reports for Indian land.

§ 120.2 Definitions.

As used in this part.

(a) "Secretary" is the Secretary of the Interior or his authorized representative.

(b) "Commissioner" is the Commissioner of Indian Affairs or his authorized representative.

(c) "Agency" is an Indian Agency or other field unit of the Bureau of Indian Affairs having trust or restricted Indian land under its immediate jurisdiction.

(d) "Superintendent" is the designated officer in charge of an Agency.

(e) "Tribe" is a tribe, band, nation, community, rancheria, colony, pueblo, or other Federally-acknowledged group of Indians.

(f) "Bureau" is the Bureau of Indian Affairs.

(g) "Land" is real property, including any interests, benefits, and rights inherent in the ownership of the real property.

(h) "Indian land" is an inclusive term describing all lands held in trust by the United States for individual Indians or tribes, or all lands, titles to which are held by individual Indians or tribes, subject to Federal restrictions against alienation or encumbrance. For purposes of this Part, the term Indian land also includes land for which the title is held in fee status by Indian tribes, and U.S. Government-owned land under Bureau jurisdiction.

(i) "Administrative Law Judge" is an employee of the Office of Hearing and Appeals, Department of the Interior, upon whom authority has been conferred by the Secretary to probate the trust or restricted estates of deceased Indians in accordance with 43 CFR Part 4, Subpart D.

(j) "Land Titles and Records Offices" are those offices within the Bureau of Indian Affairs charged with the Federal responsibility to record, provide custody, and maintain records that affect titles to Indian lands, to examine titles, and to provide title status reports for such land.

(k) "Manager" is the designated officer in charge of a Land Titles and Records Office.

(l) "Title Document" is any document that affects the title to or encumbers Indian land and is required to be recorded by regulation or Bureau policy.

(m) "Recordation" or "Recording" is the acceptance of a title document by the appropriate Land Titles and Records Office. The purpose of recording is to provide evidence of a transaction, event, or happening that affects land titles; to preserve a record of the title document; and to give notice of the change of ownership or the existence of encumbrances to the land.

(n) "Title examination" means an examination and evaluation by a qualified title examiner of the completeness and accuracy of title documents affecting a particular tract of Indian land with certification of the findings by the Manager of the Land Titles and Records Office.

(o) "Title status report" means a report issued after a title examination which shows the proper legal description of a tract of Indian land; current ownership, including any applicable conditions, exceptions, restrictions, or encumbrances on record; and whether the land is unrestricted, restricted, trust, or other status as indicated by the records in a Land Titles and Records Office.

§ 120.3 Maintenance of land records and title documents.

The Land Titles and Records Offices within the Bureau are hereby designated as the offices of record for land records and title documents and are hereby charged with the Federal responsibility to record, provide custody, and maintain records that affect titles to Indian land, to examine titles, and to provide title status reports.

§ 120.4 Locations and service areas for land titles and records offices.

Shown below are present Land Titles and Records Offices and the jurisdictional area served by each office.

(a) Aberdeen, S. Dakota Office provides title service for Indian land located under the jurisdiction of the Aberdeen and Minneapolis Area Offices, except for Indian land on the White Earth, Isabella, and Oneida Indian Reservations.

(b) Albuquerque, New Mexico Office provides title services for Indian land located under the jurisdiction of the

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Albuquerque, Navajo, and Phoenix Area Offices.

(c) Anadarko, Oklahoma Office provides title services for Indian land located under the jurisdiction of the Anadarko Area Office and under the Miami Agency of the Muskogee Area Office.

(d) Billings, Montana Office provides title services for Indian land located under the jurisdiction of the Billings Area Office.

(e) Portland, Oregon Office provides title services for Indian land located under the jurisdiction of the Portland and Sacramento Area Offices.

§ 120.5 Other bureau offices with title service responsibility.

(a) Muskogee Area Office is the office of record and performs limited title functions for all Indian land of the Five Civilized Tribes. The regulations in this part apply to the Muskogee Area Office to the extent that they relate to the title services performed by that office.

(b) The Bureau Central Office, Washington, D.C. provides title services to all other Indian land not shown above in § 120.4 or in this paragraph, including the land of the Absentee Wyandottes. The regulations in this part apply to the Central Office.

§ 120.6 Recordation of title documents.

All title documents shall be submitted to the appropriate Land Titles and Records Office for recording immediately after final approval, issuance, or acceptance. Bureau officials delegated by the Secretary to approve title documents or accept title are responsible for prompt compliance with the recording requirement. Documents submitted for recording shall be completed in accordance with prescribed Bureau regulations or instructions.

(a) *Title documents other probate records.* The original, a signed duplicate, or a certified copy of such documents shall be submitted for recording. Following the recording process, the Land Titles and Records Office will return those title documents that are required to be returned to the original office with appropriate recording information.

(b) *Probate records.* In accordance with 43 CFR, Part 4, Subpart D, Administrative Law Judges shall forward the original record of Indian probate decisions and copies of petitions for rehearing, reopening, and other appeals to the Land Titles and Records Office which provides service to the originating agency. If trust land or Indian heirs involved in the probate are located within the jurisdictional area of another Land Titles and Records Office, the Administrative Law Judge shall also send a duplicate copy to that office. Probate records submitted by an Administrative Law Judge for recording will be retained by the Land Titles and Records Office.

§ 120.7 Curative action to correct title defects.

Land Titles and Records Office shall initiate such action as described below to cure defects in the record discovered during the recording of title documents or examination of titles.

(a) If an error is traced to a defective title document other than probate records, the Land Titles and Records Office shall recommend to the originating office that a correction document be prepared and submitted for recording.

(b) If errors are discovered in probate records, the Land Titles and Records Office may initiate corrective action as follows:

(1) An administrative modification shall be issued to modify probate records to include any Indian land omitted from the inventory if such property is located in the same state and takes the same line of descent as that shown in the original probate decision. Authority is delegated to the Commissioner by 43 CFR 4.272 to make such modifications except on those Indian reservations covered by special Inheritance Acts (43 CFR 4.300). Copies of administrative modifications shall be distributed to the appropriate Administrative Law Judge, Agencies with jurisdiction over the Indian land, and to all persons who share in the estate.

(2) Land Titles and Records Offices shall notify the Superintendent when modifications are required by Administrative Law Judges for other types of probate errors. Corrective action is then initiated in accordance with 43 CFR Part 4, Subpart D.

(3) Land Titles and Records Offices shall issue administrative corrections to correct probate errors which are clerical in nature and which do not affect vested property rights or involve questions of due process. Copies of administrative corrections are distributed to the appropriate Administrative Law Judge and Agency.

§ 120.8 Title status reports.

Land Titles and Records Offices may conduct a title examinaton of a tract of Indian land and provide a title status report upon request to those persons authorized by law to receive such information. Requests for title status reports shall be submitted by or through the Bureau office that has administrative jurisdiction over the Indian land and must be made on the prescribed form. All requests must clearly identify the tract of Indian land by legal description.

§ 120.9 Land status maps.

The Land Titles and Records Office shall prepare and maintain maps of all reservations and similar entities within their jurisdictions to assist Bureau personnel in the execution of their title service responsibilities. Base maps shall be prepared from plats of official survey made by the General Land Office and the Bureau of Land Management. These base maps, showing prominent physical features and section, township and range lines, shall be used to prepare land status maps. The land status maps shall reflect the individual tracts, tract numbers, and current status of the tract. Other special maps, such as plats and townsite maps, may be also prepared and maintained to meet the needs of individual Land Titles and Records Offices, Agencies, and Indian tribes.

§ 120.10 Certification of land records and title documents.

Under the provisions of the Act of July 26, 1892 (27 Stat. 273; 25 U.S.C. 6), an official seal was created for the use of the Commissioner of Indian Affairs in authenticating and certifying copies of Bureau records. Managers of Land Titles and Records Offices are designated as Certifying Officers for this purpose. When a copy or reproduction of a title document is authenticated by the official seal and certified by a Manager, Land Titles and Records Office, the copy or reproduction shall be admitted into evidence equally with the original from which it was made. The fees for furnishing such certified copies are established by a uniform fee schedule applicable to all constituent units of the Department of the Interior and published in 43 CFR Part 2, Appendix A.

§ 120.11 Disclosure of land records, title documents, and title reports.

(a) The usefulness of a Land Titles and Records Office depends in large measure on the ability of the public to consult the records contained therein. It is therefore the policy of the Bureau of Indian Affairs to allow access to land records and title documents unless such access would violate the Privacy Act, 5 U.S.C. 552a or other law restricting access to such records, or there are strong policy grounds for denying access where such access is not required by the Freedom of Information Act, 5 U.S.C. 552.

(b) Before disclosing information concerning any living individual, the

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Manager, Land Titles and Records Office, shall consult 5 U.S.C. 552a(b) and the notice of routine users then in effect to determine whether the information may be released without the written consent of the person to whom it pertains.

Philip S. Deloria,

Deputy Assistant Secretary, Indian Affairs.

[FR Doc. 80-33040 Filed 10-22-80; 8:45 am]

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National Park Service

36 CFR Part 7

Grand Teton National Park; Proposed Rulemaking and Publication of Noise Abatement Plan for Jackson Hole Airport

Correction

In FR Doc. 80-32382 appearing at page 68687 in the issue of Thursday, October 16, 1980, on page 68690, third column, under Paragraph *"9. Effective Date"*, the first sentence should read as follows: "This plan will be effective November 17, 1980".

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POSTAL SERVICE

39 CFR Part 111

Locks on Rural Mailboxes

AGENCY: Postal Service.

ACTION: Proposed rule.

SUMMARY: Existing postal regulations permit, but do not require, customers receiving rural delivery service to put locks on their mailboxes. Customers who lock their boxes must provide a key to the postmaster who will assign it to the appropriate rural carrier. In the interest of more expeditious mail service, the Postal Service proposes to require that any box equipped with a lock must have a slot large enough to accommodate the customer's normal daily mail volume. There would then be no need for the rural carrier to unlock boxes, and no keys to locks would thereafter be accepted by the Postal Service. Keys presently held by the Service would be returned.

DATE: Comments must be received on or before November 24, 1980.

ADDRESS: Written comments should be addressed to the General Manager, Rural Delivery Division, Delivery Services Department, U.S. Postal Service, Washington, D.C. 20260. Copies of written comments received will be available for public inspection and photocopying between 9:00 a.m. and 4:00 p.m., Monday through Friday, in Room 7128, 475 L'Enfant Plaza, SW, Washington, D.C. 20260.

FOR FURTHER INFORMATION CONTACT: Carl Johnson, (202) 245-5619.

SUPPLEMENTARY INFORMATION: If the proposed rule change described in the Summary is adopted, customers who lock their boxes and provide a slot therein for delivery of mail will be notified whenever a piece of mail, such as a parcel, is too large to fit through the slot. Customers may call for such mail at the local post office or notify the post office when they will meet the carrier at the box to receive the mail. This is in accord with existing procedure in 156.33 of the Domestic Mail Manual. As to the purchase of stamps, postal cards, or stamped envelopes, customers with locked boxes would have to purchase these items at the post office, unless they met the carrier at the box.

To carry out the above proposed rule change, the Postal Service proposes to revise 156.57 of the Domestic Mail Manual to read in the form reproduced below.

Although exempt from the requirements of the Administrative Procedure Act (5 U.S.C. 553(b)(c)) regarding proposed rulemaking by 39 U.S.C. 410(a), the Postal Service invites comment on the following proposed revision of the Domestic Manual, which is incorporated by reference in the Federal Register. See 39 CFR 111.1.

Part 156—Rural Service

In 156.5 of the Domestic Mail Manual, revise .57 to read as follows:

156.5 Rural Boxes

* * * * *

.57 The use of locks on boxes is not required. If however, a box is equipped with a lock the box must have a slot large enough to accommodate the customer's normal daily mail volume. The Postal Service will not open boxes which are locked and will not accept keys for this purpose. Keys which are now held by the Postal Service will be returned.

An appropriate amendment to 39 CFR 111.3 to reflect these changes will be published if the proposal is adopted.

(39 U.S.C. 401(2), 403(b)(1), 404(a)(1))

W. Allen Sanders,

Associate General Counsel, Office of General Law and Administration.

[FR Doc. 80-33080 Filed 10-22-80; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 123

[SW-FRL 1640-5]

Oklahoma: Submission for Approval of Interim Authorization Plan, Phase I, Hazardous Waste Management Plan

AGENCY: Environmental Protection Agency.

ACTION: Notice of public comment period.

SUMMARY: In the May 19, 1980 Federal Register (45 FR 33063), the Environmental Protection Agency promulgated regulations, pursuant to Subtitle C of the Resource Conservation and Recovery Act of 1976 (as amended), to protect human health and the environment from the improper management of hazardous waste. Included in these regulations, which become effective 6 months from the date of promulgation, were provisions for a transitional stage in which states would be granted interim program authorization. The interim authorization program will be implemented in two phases corresponding to the two stages in which an underlying Federal program will take effect.

As noted in the May 19, 1980 Federal Register, copies of state submittals for Phase I Interim Authorization are to be available for public inspection and comment. The purpose of this notice is to announce the availability of the Oklahoma submittal for Phase I Interim Authorization for public review, to invite public comment, and give notice of a public hearing to be held on Oklahoma's application. A listing and a description of requirements for interim authorization are stated in 40 CFR Section 123, Subpart F.

DATE: Comments on the Oklahoma Interim Authorization application must be received by December 2, 1980.

Public hearing: EPA will hold a public hearing on Oklahoma's application for Interim Authorization on Tuesday, November 25, 1980, at 7:00 p.m.

ADDRESSES: Copies of the Phase I Interim Authorization plan are available during normal business hours at the following addresses for inspection and copying:

Environmental Protection Agency, Region VI, Library, 28th floor, 1201 Elm Street, Dallas, Texas 75270, (214) 767-7341.

Oklahoma State Department of Health, Industrial and Solid Waste Division, 1000 N.E. 10th Street, Room 803, Oklahoma City, Oklahoma 73105.

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