



Federal Register

Wednesday,
April 17, 2002

Part IV

Department of the Interior

Bureau of Reclamation

43 CFR Part 423

Public Conduct on Bureau of Reclamation Lands and Projects; Final Rule

Attachment 1

HR-2925

Law Enforcement Authority at
Bureau of Reclamation Facilities

Future Use of Operations
of Lake Berryessa
Napa County, California

Draft Environmental Impact Statements
Attachments 1 – 16

Lead Agency

U.S. Department of the Interior
Bureau of Reclamation, Mid-Pacific Region
Sacramento, California

October 2003

- (2) A compressed gas or spring-powered pistol or rifle, irritant gas device, explosive device; or
- (3) Any other implement designed to discharge missiles.

§ 423.3 Prohibition of trespassing, tampering, and vandalism.

- (a) The following activities are prohibited:
 - (1) *Trespassing*, entering, or remaining in or upon property or real property not open to the public (closed area), except with the express invitation or consent of the person having lawful control of the property, real property, or water;
 - (2) *Tampering* or attempting to tamper with property or real property, or moving, manipulating, or setting in motion any of the parts thereof, except when such property is under one's lawful control or possession; and
 - (3) *Vandalism* or destroying, injuring, defacing, or damaging property or real property that is not under one's lawful control or possession.
- (b) Reclamation reserves the right to close and restrict public access to Reclamation lands and Reclamation projects subject to this part for security or public safety reasons. Each closure order or order restricting public access must:
 - (1) Identify the facilities, lands or waters that are closed or restricted as to public use;
 - (2) Specify the uses that are restricted;
 - (3) Specify the period of time during which the closure or restriction shall apply (including indefinite periods, if necessary); and
 - (4) Be posted at places near or within the area to which the closure or restriction applies, in such manner and location as is reasonable to bring prohibitions to the attention of the public.

(c) Within 15 days of the beginning of the closure or restriction, Reclamation will publish the closure or restriction in the **Federal Register**, unless the Commissioner determines that publication is contrary to national security or the public interest.

§ 423.4 Restrictions on water vessel operation.

- The following are prohibited:
 - (a) Operating a vessel in a closed area;
 - (b) Failing to observe restrictions established by a regulatory marker (i.e., signs, buoys);
 - (c) Operating a vessel, or knowingly allowing another person to operate a vessel, in a reckless or negligent manner, or in a manner that endangers or is likely to endanger a person or property; and
 - (d) Operating a vessel when under the influence of alcohol or legally-used controlled substance that may endanger life or property.

§ 423.5 Applicability of State law to vehicle operation.

Any person operating a vehicle within Reclamation lands or Reclamation projects is subject to State laws in effect at the time.

§ 423.6 Restrictions on weapons.

- (a) Carrying or possessing a weapon in violation of applicable Federal or State law is prohibited.
- (b) Discharge of a weapon, except where allowed by State law, is prohibited.
- (c) Authorized Federal, State, local and tribal law enforcement officers may carry and use weapons in the performance of their official duties.

§ 423.7 Prohibition of disorderly conduct.

Disorderly conduct is prohibited.

§ 423.8 Prohibition on interfering with agency functions.

- The following are prohibited:
 - (a) Threatening, resisting, intimidating, or intentionally interfering with a government employee or agent engaged in an official duty, or on account of the performance of an official duty;
 - (b) Violating the lawful order of a government employee or agent authorized to maintain order and control public access and movement during law enforcement actions, and emergency operations that involve a threat to public safety or Reclamation resources, or other activities where the control of public movement and activities is necessary to maintain order and public safety;
 - (c) Knowingly giving a false or fictitious report or other false information to an authorized person investigating an accident or violation of law or regulation; and
 - (d) Knowingly giving a false report or false information for the purpose of misleading a government employee or agent in the conduct of official duties.

§ 423.9 Prohibition of explosives.

Using, possessing, storing, or transporting explosives, blasting agents, or explosive materials is prohibited except as allowed by State and Federal law and as authorized by Reclamation.

§ 423.10 Criminal penalty for violations of this part.

In accordance with Section 1(b) of Public Law 107-69, anyone responsible for violation of the provisions of this part is subject to a fine under subchapter 227, subchapter C of title 18 United States Code, can be imprisoned for not more than 6 months, or both.

[FR Doc. 02-9373 Filed 4-16-02; 8:45 am] BILLING CODE 4310-MN-P

Dated: May 23, 2002.

James Jones,

Acting Director, Office of Pesticide Programs.

Therefore, 40 CFR chapter I is amended as follows:

PART 180—[AMENDED]

1. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 321(q), 346(a) and 374.

2. Part 180 is amended by adding § 180.579 to read as follows:

§ 180.579 Cyhalofop-butyl; tolerances for residues.

(a) *General.* Time-limited tolerances are established for combined residues of cyhalofop (cyhalofop-butyl, R-(+)-n-butyl-2-(4(4-cyano-2-fluorophenoxy)phenoxy)propionate, plus cyhalofop acid, R-(+)-2-(4(4-cyano-2-fluorophenoxy)-phenoxy)propionic acid) and the di-acid metabolite, (2R)-4-[4-(1-carboxyethoxy)phenoxy]-3-fluorobenzoic acid, from the application of the herbicide cyhalofop-butyl in or on the following raw agricultural commodities:

Commodity	Parts per million	Expiration/Revocation Date
Rice, grain	0.03	6/1/2007
Rice, straw	8.0	6/1/2007

(b) *Section 18 emergency exemptions.* [Reserved]

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.* [Reserved]

[FR Doc. 02-13982 Filed 6-3-02; 8:45 am]
BILLING CODE 6560-50-S

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 271

[FRL-7223-2]

RIN 2050-AE77

Notification of States Having Interim Authorization for the Amendments to the Corrective Action Management Unit Rule

AGENCY: Environmental Protection Agency.

ACTION: Notification of interim authorization.

SUMMARY: The Environmental Protection Agency ("EPA" or "the Agency") is today notifying the public which States have submitted notifications to EPA under the requirements of 40 CFR

271.27 and thus have interim authorization for the Corrective Action Management Units (CAMU) amendments rule (January 22, 2002, 67 FR 2962). The CAMU amendments rule granted interim authorization to states that are authorized for the 1993 CAMU rule, and that submitted a notification letter to EPA by March 22, 2002.

FOR FURTHER INFORMATION CONTACT: For general information, contact the RCRA Hotline at (800) 424-9346 or TDD (hearing impaired) (800) 553-7672. In the Washington, DC metropolitan area, call (703) 412-9810 or TDD (703) 412-3323. For more detailed information on specific aspects of today's document, contact Wayne Roepe, U.S.

Environmental Protection Agency (5303W), 1200 Pennsylvania Ave., NW, Washington, DC 20460, at (703) 308-8630, or e-mail roepe.wayne@epa.gov. **SUPPLEMENTARY INFORMATION:** The January 22, 2002 Corrective Action Management Units (CAMU) amendments rule promulgated amendments to the regulations governing CAMUs. These amendments were promulgated under HSWA statutory authority and are generally more stringent than the previous CAMU regulations, published on February 16, 1993 (58 FR 8658). Thus, in states that are authorized for the 1993 CAMU rule, there was the potential for dual implementation of the CAMU regulations by EPA and states authorized for the 1993 rule if these states are not authorized for the amendments before they become effective.

To avoid this potential disruption in the implementation of the RCRA cleanup program caused by the regulatory authority for CAMUs being split between states and EPA, the CAMU amendments rule promulgated an authorization procedure called interim authorization-by-rule. The rule also granted interim authorization for those amendments to states that have final authorization for the 1993 CAMU rule and submitted a letter to EPA that they are willing and able to implement the amended CAMU regulations by March 22, 2002 (see 40 CFR 271.27(a)).

A total of 25 states authorized for the 1993 CAMU rule, submitted the notification letter to EPA by March 22, 2002 and met the criteria for interim authorization-by-rule. These states are: Alabama, California, Delaware, Florida, Georgia, Illinois, Indiana, Louisiana, Missouri, Nevada, New Mexico, New York, North Carolina, North Dakota, Oklahoma, Oregon, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Washington, Wisconsin, and

Wyoming. Thus, these states have interim authorization for the CAMU amendments rule, effective April 22, 2002.

List of Subjects in 40 CFR Part 271

Environmental protection, Administrative practice and procedure, Hazardous waste, Intergovernmental relations, Reporting and recordkeeping requirements.

Dated: May 28, 2002.

Marianne Lamont Horinko,

Assistant Administrator, Office of Solid Waste and Emergency Response.

[FR Doc. 02-13980 Filed 6-3-02; 8:45 am]

BILLING CODE 6560-50-P

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

43 CFR Part 422

RIN 1006-AA42

Law Enforcement Authority at Bureau of Reclamation Projects

AGENCY: Bureau of Reclamation, Interior.

ACTION: Final rule with request for comments.

SUMMARY: The Bureau of Reclamation (Reclamation) is issuing this rule to establish criteria for the use of non-Department of the Interior (Department) law enforcement personnel within a Reclamation project or on Reclamation lands. We are required by law to issue this rule in order to provide for the security of dams, facilities, and resources under our jurisdiction. **DATES:** This rule is effective on June 4, 2002. We must receive any comments on this final rule no later than August 5, 2002.

ADDRESSES: Any comments on this rule should be sent to Commissioner's Office, Bureau of Reclamation, 1849 C Street NW., Washington, DC 20240, Attn: Henk Willems.

FOR FURTHER INFORMATION CONTACT: Larry Todd, Director, Operations, Bureau of Reclamation, 1849 C Street NW., Washington, DC 20240, telephone (202) 513-0615.

SUPPLEMENTARY INFORMATION:

I. Background

Public Law 107-69 (November 12, 2001), an Act to Amend the Reclamation Recreation Management Act of 1992 (the Act) provides for law enforcement authority at Reclamation facilities. Section 1(g) provides: "REGULATIONS—Except for the