

**Electronic Access and Filing Addresses**

You may submit comments by sending electronic mail to: [charla-sterne@fws.gov](mailto:charla-sterne@fws.gov).

Please submit electronic comments in an ASCII file format, and avoid the use of special characters and encryption. Identify all comments in electronic form by including "Aleutian shield fern 5-Year Review Comments" in the title line.

If you wish to provide information for this 5-year review, you may submit your comments and materials to the U.S. Fish and Wildlife Service's Alaska Regional Office (see **ADDRESSES** section). Our practice is to make comments, including names and home addresses of respondents, available for public review during regular business hours. Respondents may request that we withhold a respondent's identity, as allowable by law. If you wish us to withhold your name or address, you must state this request prominently at the beginning of your comment. We will not, however, consider anonymous comments. To the extent consistent with applicable law, we will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public inspection in their entirety. Comments and materials received will be available for public inspection, by appointment, during normal business hours (see **ADDRESSES** section).

**Authority:** This document is published under the authority of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*).

Dated: July 26, 2005.

**Gary Edwards,**

*Acting Regional Director, Region 7, Fish and Wildlife Service.*

[FR Doc. 05-17317 Filed 8-30-05; 8:45 am]

**BILLING CODE 4310-55-P**

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service****Marine Mammal Annual Report Availability, Combined Calendar Years 1999 and 2000**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability.

**SUMMARY:** We, the U.S. Fish and Wildlife Service and the Biological Resources Discipline of the U.S. Geological Survey, have issued our combined Calendar Years 1999 and 2000 annual report on marine mammals

under the jurisdiction of the U.S. Department of the Interior, as required by section 103(f) of the Marine Mammal Protection Act of 1972. Our report covers the periods of January 1 to December 31, 1999, and January 1 to December 31, 2000. We submitted the report to Congress on September 7, 2004. By this notice, we are informing you, the public, that the report is available and that copies may be obtained on request to the U.S. Fish and Wildlife Service.

**ADDRESSES:** You should submit written requests for copies to: Publications Unit, U.S. Fish and Wildlife Service, National Conservation Training Center, Route 1, Box 166, Shepherd Grade Road, Shepherdstown, WV 25443. You may also contact that office by telephone at 1-800-344-WILD (9453).

**FOR FURTHER INFORMATION CONTACT:** Diane Bowen, Division of Habitat and Resource Conservation, U.S. Fish and Wildlife Service in Arlington, Virginia, at telephone 703-358-2161.

**SUPPLEMENTARY INFORMATION:** The U.S. Department of the Interior is responsible for eight species of marine mammals, as assigned by the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*). These species are polar bear, sea and marine otters, walrus, three species of manatee, and dugong. Administrative actions discussed in our report include appropriations, status reports, research activities, scientific research and public display permits, international activities, law enforcement actions, and outer continental shelf operations and environmental studies.

Dated: July 25, 2005.

**Mamie Parker,**

*Assistant Director, Fisheries and Habitat Conservation.*

[FR Doc. 05-17330 Filed 8-30-05; 8:45 am]

**BILLING CODE 4310-55-U**

**DEPARTMENT OF THE INTERIOR****Fish and Wildlife Service****Aquatic Nuisance Species Task Force—Meeting of the Mid-Atlantic Regional Panel**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of meeting.

**SUMMARY:** This notice announces a meeting of the Aquatic Nuisance Species (ANS) Task Force Mid-Atlantic Regional Panel. The meeting is open to the public. The meeting topics are identified in the **SUPPLEMENTARY INFORMATION** section.

**DATES:** The Mid-Atlantic Regional Panel will meet from 9 a.m. to 5 p.m. on Wednesday, September 7, 2005, and 9 a.m. to 12:45 p.m. on Thursday, September 8, 2005.

**ADDRESSES:** The Mid-Atlantic Regional Panel meeting will be held at Cacapon State Park, 818 Cacapon Lodge Drive, Berkeley Springs, WV 25411; (304) 258-1022. Minutes of the meeting will be maintained in the office of Division of Environmental Quality, Chief, Branch of Invasive Species, U.S. Fish and Wildlife Service, Suite 322, 4401 North Fairfax Drive, Arlington, Virginia 22203-1622, and will be made available for public inspection during regular business hours, Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Julie Thompson, Mid-Atlantic Regional Panel Coordinator, 410-573-4517, [Julie\\_Thompson@fws.gov](mailto:Julie_Thompson@fws.gov).

**SUPPLEMENTARY INFORMATION:** Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C. App.), this notice announces a meeting of the ANS Task Force Mid-Atlantic Regional Panel. The ANS Task Force was established by the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990. The Mid-Atlantic Regional Panel was established by the ANS Task Force in 2003 and includes eight Mid-Atlantic States (Delaware, Maryland, North Carolina, New Jersey, New York, Pennsylvania, Virginia, and West Virginia) and the District of Columbia. The Regional Panel is comprised of representatives from Federal, State, and local agencies, as well as from private environmental and commercial interests, and performs the following activities:

- a. Identifies priorities for activities in the Mid-Atlantic region,
- b. Develops and submits recommendations to the national Aquatic Nuisance Species Task Force,
- c. Coordinates aquatic nuisance species program activities in the Mid-Atlantic region,
- d. Advises public and private interests on control efforts, and
- e. Submits an annual report to the Aquatic Nuisance Species Task Force.

Topics to be addressed at this meeting include: Regional Panel business (standard operating procedures and membership), international ballast water standards, a spotlight on the northern snakehead (*Channa argus*), development and implementation of an ANSTF management plan, status of ANS management plans in the Mid-Atlantic Region, updates on ANS Task Force activities and the National Aquatic Invasive Species Act, and

concurrent workgroup sessions to discuss potential projects.

Dated: August 17, 2005.

**Frank DeLuise,**

*Acting Co-Chair, Aquatic Nuisance Species Task Force, Acting Assistant Director—Fisheries & Habitat Conservation.*

[FR Doc. 05-17328 Filed 8-30-05; 8:45 am]

BILLING CODE 4310-55-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Burns Paiute Tribe Liquor Ordinance; Amendment

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice.

**SUMMARY:** This notice publishes an Amendment to the Burns Paiute Tribe's Liquor Control Ordinance. The Ordinance regulates and controls the possession, sale and consumption of liquor within the Burns Paiute Tribe's Indian Country. The land is located on trust land and this Ordinance allows for the possession and sale of alcoholic beverages within the Burns Paiute Tribe's Indian Country and will increase the ability of the tribal government to control the tribe's liquor distribution and possession, and at the same time will provide an important source of revenue for the continued operation and strengthening of the tribal government and the delivery of tribal services.

**EFFECTIVE DATE:** This Amendment is effective on August 31, 2005.

**FOR FURTHER INFORMATION CONTACT:**

Betty Scissons, Division of Tribal Government Services, Bureau of Indian Affairs, Northwest Regional Office, 911 NE. 11th Avenue, Portland, OR 97232-4169, Telephone 503-231-6723, Fax 503-231-2189; or Ralph Gonzales, Office of Tribal Services, 1951 Constitution Avenue, NW., Mail Stop 320-SIB, Washington, DC 20240, Telephone (202) 513-7629.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Act of August 15, 1953, Public Law 83-277, 67 Stat. 586, 18 U.S.C. 1161, as interpreted by the Supreme Court in *Rice v. Rehner*, 463 U.S. 713 (1983), the Secretary of the Interior shall certify and publish in the **Federal Register** notice of adopted liquor ordinances for the purpose of regulating liquor transactions in Indian country. The Burns Paiute Tribal Council adopted this Amendment by Resolution No. 2005-05 on April 12, 2005. The purpose of this Amendment to their Ordinance is to permit the sale and service of alcohol anywhere in the Old

Camp Casino instead of restricting liquor sales to the lounge, restaurant, and bingo hall.

This notice is published in accordance with the authority delegated by the Secretary of the Interior to the Principal Deputy Assistant Secretary—Indian Affairs. I certify that this Amendment to the Liquor Ordinance of the Burns Paiute Tribe was duly adopted by the Tribal Council on April 12, 2005.

Dated: August 19, 2005.

**Michael D. Olsen,**

*Acting Principal Deputy Assistant Secretary—Indian Affairs.*

The Amendment to Burns Paiute Tribe's Liquor Ordinance reads as follows:

1. Remove the second sentence in section 5 which reads: "The sales and service of liquor in the Old Camp Casino may only be permitted in the following areas: liquor lounge, restaurant, and bingo hall when used for entertainment, food service, or convention/meeting purposes."

2. Remove the following phrase from the first sentence of section 6.C: "the lounge or restaurant area within."

The re-statement of the Burns-Paiute Tribal Liquor Ordinance incorporating the Amendment will now read as follows:

#### **Burns-Paiute Tribal Liquor Ordinance**

##### *Section 1—Title*

This Ordinance shall be the Liquor Ordinance of the Burns-Paiute Indian Tribe and shall be referenced as the Tribal Liquor Ordinance.

##### *Section 2—Findings and Purpose*

1. The introduction, possession, and sale of liquor on Indian Reservations has historically been recognized as a matter of special concern to Indian tribes and to the United States. The control of liquor on Reservations remains exclusively subject to their legislative enactments.

2. Federal law currently prohibits the introduction of liquor into Indian Country (18 U.S.C. 1154), leaving tribes the decision regarding when and to what extent liquor transactions, sales, possession and service shall be permitted on their Reservation (18 U.S.C. 1161).

3. The Burns-Paiute General Council discussed and approved a Resolution to permit the sale and service of liquor at the Old Camp Casino, but at no other location, at the General Council meeting held in June, 1999.

4. The enactment of this Tribal Ordinance to govern liquor sales and service on the Burns-Paiute Reservation,

and the limitation of such liquor sales and service at the Old Camp Casino, will increase the ability of the tribal government to control Reservation liquor distribution and possession, and at the same time will provide an important source of revenue for the continued operation of tribal government and the delivery of governmental services, as well as provide an amenity to customers at the Old Camp Casino.

5. In order to authorize limited liquor sales and service at the Old Camp Casino, to facilitate increased tribal control over liquor distribution on the Burns-Paiute Reservation, and to provide for urgently needed additional revenues for the Burns-Paiute tribal government, the Burns-Paiute Tribal Council adopts this Liquor Ordinance.

6. The Burns-Paiute Tribe has entered a Memorandum of Understanding (MOU) with the Oregon Liquor Control Commission to deal with governmental issues associated with the licensing and regulation of liquor sales on the Burns-Paiute Indian Reservation.

##### *Section 3—Definitions*

Unless otherwise required by the context, the following words and phrases shall have the designated meanings:

1. Alcohol: Is that substance known as ethyl alcohol, hydrated oxide or ethyl, or spirit of wine, which is commonly produced by the fermentation or distillation of grain, starch, molasses, or sugar, or other substances including all dilutions and mixtures of those substances.

2. Casino Manager: That person appointed by the Tribal Council to manage the Old Camp Casino.

3. Liquor or Liquor Products: Includes the four varieties of liquor herein defined (alcohol, spirits, wine, and beer) and all fermented, spirituous, vinous, or malt liquor, or a combination thereof, and mixed liquor, a part of which is fermented, spirituous, vinous, or malt liquor or otherwise intoxicating in every liquid or solid or semi-solid or other substance patented or not containing alcohol, spirits, wine, or beer, and all drinks of potable liquids and all preparations or mixtures capable of human consumption, and any liquid, semi-solid, solid, or other substance, which contains more than one percent (1%) of alcohol by weight shall be conclusively deemed to be intoxicating.

4. Old Camp Casino: Shall be the gaming facility located on the 10-acre Old Camp site located on the Burns-Paiute Indian Reservation which is more specifically described in Exhibit 1 to the Tribal-State Compact between the