

Committees on Appropriations quarterly on the obligation and expenditure of the CDBG funds appropriated under the Emergency Response Fund. Therefore, 42 U.S.C. 12708(a)(1) and 24 CFR 91.520 are waived with respect to these funds, and HUD is establishing an alternative requirement that the State must submit a quarterly report, as HUD prescribes, no later than 30 days following each calendar quarter, beginning after the first full calendar quarter after grant award and continuing until all funds have been expended and that expenditure reported. Each quarterly report will include information on the project name, activity, location, national objective, funds budgeted and expended, Federal source and funds (other than CDBG disaster funds), numbers and North American Industry Classification System (NAICS) codes of businesses assisted by activity, total number of jobs created and retained by activity, numbers of such jobs by salary ranges (to be defined by HUD), numbers of properties and housing units assisted; for activities benefiting low- and moderate-income persons, the number of jobs taken by persons of low- and moderate-income, and numbers of low- and moderate-income households benefiting. For the Bridge Loan program included in the Empire State Development Corporation's January 30, 2002, Action Plan, and for the Retail Recovery Grant program, the grantee is not required to report by salary ranges on the numbers of created and retained jobs. Quarterly reports must be submitted using HUD's web-based Disaster Recovery Grant Reporting system. Annually (*i.e.*, with every fourth submission), the report shall include a financial reconciliation of funds budgeted and expended, and calculation of the status of administrative costs.

Section 434 of the FY 2002 HUD Appropriations Act requires HUD to publish these waivers in the **Federal Register** no later than five days before their effective date. The effective date of these waivers is April 19, 2004.

Dated: April 2, 2004.

Roy A. Bernardi,

Assistant Secretary for Community Planning and Development.

[FR Doc. 04-8138 Filed 4-9-04; 8:45 am]

BILLING CODE 4210-29-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Noxubee National Wildlife Refuge

AGENCY: Fish and Wildlife Service, Department of the Interior.

ACTION: Notice of availability of final Comprehensive Conservation Plan for Noxubee National Wildlife Refuge, Located in Noxubee, Oktibbeha, and Winston Counties, Mississippi.

SUMMARY: The Fish and Wildlife Service announces that a final Comprehensive Conservation Plan for Noxubee National Wildlife Refuge is available for distribution. The plan was prepared pursuant to the National Wildlife Refuge System Improvement Act of 1997, and in accordance with the National Environmental Policy Act of 1969, and describes how the refuge will be managed for the next 15 years. The compatibility determinations for recreational hunting, recreational fishing, wildlife observation and photography, environmental education and interpretation, forest habitat management, haying, and research and collections are also available within the plan.

ADDRESSES: A copy of the plan may be obtained by writing to the Noxubee National Wildlife Refuge, 224 Office Road, Brooksville, Mississippi 39739. The plan may also be accessed and downloaded from the Service's Internet Web Site: <http://southeast.fws.gov/planning>.

SUPPLEMENTARY INFORMATION: Noxubee National Wildlife Refuge, located in east-central Mississippi, consists of 47,959 acres, of which 42,500 acres are in bottomland hardwood, upland hardwood, mixed pine/hardwood and pine forests. These forests support a variety of upland species including turkey, deer, and quail. The endangered red-cockaded woodpecker is found in the refuge's old-growth pine habitat. Many neotropical bird species benefit from refuge forests. Greentree reservoirs, natural ponds, and man-made impoundments provide important habitat for migratory birds, as well as wintering habitat for waterfowl and bald eagles. Annually, more than 150,000 visitors participate in refuge activities.

The availability of the Draft Comprehensive Conservation Plan and Environmental Assessment for a 60-day public review and comment period was announced in the **Federal Register** on May 21, 2003, volume 68, number 98. The plan and environmental assessment identified and evaluated three alternatives for managing the refuge over the next 15 years. Alternative 1, the "no action" alternative, would have continued current management of the refuge. Alternative 2, the "preferred alternative" emphasized old growth forest communities, with increased emphasis on education and recreation

programs. Alternative 3 emphasized providing early successional forest habitat and increases in certain education and recreation programs.

Based on the environmental assessment and the comments received, Alternative 2, the "preferred alternative," was selected for implementation. It was selected because it best meets the purposes and goals of the refuge, as well as the goals of the National Wildlife Refuge System. The preferred alternative will also benefit the public by providing opportunities to learn about, enjoy, and appreciate fish and wildlife. The preferred alternative also emphasizes providing habitat for red-cockaded woodpeckers and forest nesting birds dependent on mature forests and adequate habitat for resident and migratory waterfowl. A comprehensive cultural resources' survey will be conducted under this alternative, and protection and interpretation of cultural resources will be improved.

FOR FURTHER INFORMATION CONTACT: Refuge Manager, Noxubee National Wildlife Refuge, telephone: 662/323-5548; fax: 662/323-5806; e-mail: noxubee@fws.gov; or by writing to the Refuge Manager at the above address.

Authority: This notice is published under the authority of the National Wildlife Refuge System Improvement Act of 1997, Public Law 105-57.

Dated: November 14, 2003.

J. Mitch King,

Acting Regional Director.

Editorial Note: This document was received in the Office of the Federal Register on April 7, 2004.

[FR Doc. 04-8191 Filed 4-9-04; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CA-670-1220-00 PD; G0-00]

Notice of Supplementary Rule for Public Lands in California

AGENCY: Bureau of Land Management, El Centro Field Office, California Desert District, Interior.

ACTION: Camping closure of selected Federal lands, Imperial County, CA.

SUMMARY: The Bureau of Land Management's (BLM) El Centro Field Office is issuing a supplementary camping closure rule. This rule will apply to a portion of the public lands within the West Mesa adjacent to the Superstition Mountain Off-Highway Vehicle (OHV) area. This rule is being

issued to protect the flat-tailed horned lizard will continue a current camping closure for this area.

FOR FURTHER INFORMATION CONTACT: Lynnette Elser, Resources Branch Chief, 1661 So. 4th St., El Centro, CA 92243 (760) 337-4420.

SUPPLEMENTARY INFORMATION:

I. Discussion of the Supplementary Rule

This rule is needed to support the Decision Record for the Western Colorado Desert Routes of Travel Designation (WECO ROT) Plan. Stakeholders participated in the development of this plan and have had opportunity to provide comments on this supplementary rule through the development of the WECO ROT Plan. This rule is final upon publication and applies to public lands within: SBM, T.14S., R.11E., Secs. 22, 27 and 28.

II. Procedural Matters

Executive Order 12630, Governmental Actions and Interference With Constitutionally Protected Property Rights (Takings)

This rule does not represent a government action capable of interfering with Constitutionally-protected property rights. It is simply a ban on certain conduct that has implications to natural and cultural resource protection. Therefore, the Department of the Interior has determined that this rule will not cause a taking of private property or require further discussion of takings implications under this Executive Order.

Executive Order 13132, Federalism [Replaces Executive Orders 12612 and 13083.]

This rule will not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. This rule does not come into conflict with any State law or regulation. Therefore, in accordance with Executive Order 13132, BLM has determined that this rule does not have sufficient Federalism implications to warrant preparation of a Federalism Assessment.

Executive Order 12988, Civil Justice Reform

Under Executive Order 12988, the Office of the Solicitor has determined that this rule would not unduly burden the judicial system and that it meets the requirements of sections 3(a) and 3(b)(2) of the Order.

Executive Order 13175, Consultation and Coordination With Indian Tribal Governments [Replaces Executive Order 13084]

In accordance with Executive Order 13175, we have found that this rule does not include policies that have tribal implications. None of the lands included in this rule affects Indian lands or Indian Rights. Coordination was conducted through preparation of the WECO ROT Plan with all affected tribes.

Paperwork Reduction Act

This rule does not contain information collection requirements that the Office of Management and Budget must approve under the Paperwork Reduction Act of 1995, 44 U.S.C. 3501 *et seq.* The information collection requirements contained in the proposed rule are exempt from the provisions of the Paperwork Reduction Act of 1995, 44 U.S.C. 3518(c)(1). Federal criminal investigations or prosecutions may result from this rule and are exempt from the Paperwork Reduction Act.

Authors

The principal author of this rule is Chief Ranger Robert Zimmer.

Supplementary Rule

Under 43 CFR 8365.1-6, the Bureau of Land Management will enforce the following rule on public lands in the West Mesa area of Imperial County, CA, adjacent to the Superstition Mountain OHV area, El Centro Field Office, California Desert District. A more detailed explanation as to the need for such a rule may be found in the Western Colorado Desert Routes of Travel Designation Decision Record signed January 31, 2003.

You must follow this rule:

1. No person may camp within the "No Camping Zone" located adjacent to the western boundary of the Superstition Mountain Off-Highway Vehicle Open Area. This area is located between the pole line road (old Route Y272) and the Superstition Open Area. Its boundaries are (1) from old Route Y272 approximately one mile northwest from the intersection of Wheeler Road going north to the open area, (2) the open area boundary, (3) Route Y272, and (4) from old Route Y272 approximately 2 miles northwest from the intersection of Wheeler Road going north to the open area.

Penalties

Under section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a)) and 43 CFR

8360.0-7 if you violate this supplementary rule on public lands within the boundaries established in the rule, you may be tried before a United States Magistrate and fined no more than \$1,000 or imprisoned for no more than 12 months, or both. Such violations may also be subject to the enhanced fines provided for by 18 U.S.C. 3571.

Editorial Note: This document was received in the Office of the Federal Register on April 6, 2004.

Dated: December 29, 2003.

J. Anthony Danna,

Acting California State Director.

[FR Doc. 04-8146 Filed 4-9-04; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NM-922-04-1320-EL; OKNM 111344]

Invitation To Participate: Exploration for Coal in Oklahoma

AGENCY: Bureau of Land Management (BLM), Interior.

ACTION: Notice of invitation for coal exploration license application.

SUMMARY: Pursuant to the Mineral Leasing Act of February 25, 1920, as amended, and to Title 43, Code of Federal Regulations, subpart 3410, members of the public are hereby invited to participate with Farrell Cooper Mining Company, on a pro rata cost-sharing basis in a program for the exploration of unleased coal deposits owned by the United States of America containing approximately 6,160.82 acres in Haskell, Latimer, and Le Flore Counties in the State of Oklahoma.

DATES: Written notice of intent to participate must be received no later than 30 calendar days after publication of this notice. Such written notice must include a justification for wanting to participate and any recommended changes in the exploration plan with specific reasons for such changes.

ADDRESSES: Any parties electing to participate in this coal exploration program shall notify in writing both, State Director, Bureau of Land Management, New Mexico State Office, P. O. Box 27115, Santa Fe, New Mexico 87502-0115, and Farrell Cooper Mining Company, P. O. Box 11050, Fort Smith, Arkansas 72917.

FOR FURTHER INFORMATION CONTACT: Ida T. Viarreal, New Mexico State Office, at (505) 438-7603 or Abe Elias, Tulsa Field Office, at (918) 621-4116.