PART 184—DIRECT FOOD
SUBSTANCES AFFIRMED AS
GENERALLY RECOGNIZED AS SAFE
■ 59. The authority citation for part 184
continues to read as follows:
■ 60. In part 184, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 189—SUBSTANCES
PROHIBITED FROM USE IN HUMAN
FOOD
■ 61. The authority citation for part 189
continues to read as follows:
■ 62. In part 189, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 190—DIETARY SUPPLEMENTS
■ 63. The authority citation for part 190
continues to read as follows:
Authority: Secs. 201(ff), 301, 402, 413, 701
of the Federal Food, Drug, and Cosmetic Act
■ 64. In part 190, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 211—CURRENT GOOD
MANUFACTURING PRACTICE FOR
FINISHED PHARMACEUTICALS
■ 65. The authority citation for part 211
continues to read as follows:
Authority: 21 U.S.C. 321, 351, 352, 355,
■ 66. In part 211, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 507—CURRENT GOOD
MANUFACTURING PRACTICE,
HAZARD ANALYSIS, AND RISK–
BASED PREVENTIVE CONTROLS FOR
FOOD FOR ANIMALS
■ 67. The authority citation for part 507
continues to read as follows:
Authority: 21 U.S.C. 331, 342, 343, 350d
note, 350g, 350g note, 371, 374; 42 U.S.C.
243, 264, 271.
■ 68. In part 507, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 701—COSMETIC LABELING
■ 69. The authority citation for part 701
continues to read as follows:
Authority: 21 U.S.C. 321, 352, 361, 362,
■ 70. In part 701, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 710—VOLUNTARY
REGISTRATION OF COSMETIC
PRODUCT ESTABLISHMENTS
■ 71. The authority citation for part 710
continues to read as follows:
Authority: 21 U.S.C. 321, 331, 361, 362,
371, 374.
■ 72. In part 710, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 720—VOLUNTARY FILING OF
COSMETIC PRODUCT INGREDIENT
COMPOSITION STATEMENTS
■ 73. The authority citation for part 720
continues to read as follows:
Authority: 21 U.S.C. 321, 331, 361, 362,
371, 374.
■ 74. In part 720, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

PART 1250—INTERSTATE
CONVEYANCE SANITATION
■ 75. The authority citation for part 1250
continues to read as follows:
■ 76. In part 1250, revise all references to
“5100 Paint Branch Pkwy.” to read
“5001 Campus Dr.”.

Dated: July 21, 2016.
Leslie Kux,
Associate Commissioner for Policy.

DEPARTMENT OF THE INTERIOR
Office of Natural Resources Revenue

30 CFR Parts 1206 and 1210
[Docket No. ONRR–2014–0001; DS63642000
DR2PS0000.CH7000167D0102R2]

Amendments to Designated Areas
AGENCY: Office of the Secretary, Office
of Natural Resources Revenue (ONRR),
Interior.
ACTION: Final rule.
SUMMARY: ONRR convened two
technical conferences on November 20,
2015 to discuss amending the
boundaries of four of the designated
areas it uses to calculate the index-based
major portion prices for lessees to
comply with the major portion
provisions in their leases. Designated
areas are those areas ONRR identifies as
unique based on their location and the
crude type produced from their
respective Indian lands.
When ONRR proposed the new Indian
Oil Valuation Amendments, it proposed
sixteen initial designated areas.
Generally, these designated areas were
the Indian reservation boundaries.
However, there were five designated
areas which were not the reservation
boundaries: Oklahoma; North Fort
Berthold; South Fort Berthold; Uintah &
Ouray; Uintah and Grand Counties; and
Uintah and Ouray: Duchesne,
Wasatch, and Carbon Counties.

Under the new Indian Oil Valuation
Amendments, to modify or change an
existing designated area, ONRR must
convene a technical conference. In
implementing the new Indian Oil
Valuation Amendments, ONRR
discovered two potential issues. First,
the preamble describes the dividing line
between the North Fort Berthold
Designated Area and the South Fort
Berthold Designated Area as the Little
Missouri River. Second, ONRR found at
least one producing Indian lease that is in Wasatch County in the Uintah and Ouray Reservation, which is outside of both of the designated areas listed in the Uintah and Ouray Reservation. ONRR also identified two other counties—Carbon and Emery Counties—in the Uintah and Ouray Reservation that were not in the listed designated areas that do not currently have Indian leases but could in the future.

To address these issues, ONRR held two technical conferences. ONRR published notice of the technical conferences in the Federal Register on October 29, 2015. 80 FR 66417. The first technical conference was held in person on November 20, 2015, at 9:00 a.m., Mountain Time in Denver, Colorado, at the Office of Natural Resources Revenue, Denver Federal Center, 6th Avenue and Kipling Street, Building 85, Auditoriums A–D, Denver, Colorado 80226. The second technical conference was a teleconference on November 20, 2015, at 2:00 p.m. Mountain Time. Fifteen people attended the technical conferences, of which seven were from ONRR, three from Tribes, and five from industry.

ONRR also solicited comments on the proposed changes through November 30, 2015. On February 17, 2016, ONRR consulted with the Ute Indian Tribe on adding the Wasatch, Carbon, and Emery Counties to the two Uintah and Ouray Designated Areas. Also, on March 4, 2016, ONRR consulted with representatives of the Three Affiliated Tribes on changing the boundary line between the North Fort Berthold and South Fort Berthold Designated Areas.

Public Comments: Generally, the parties attending the technical conference and consultations agreed with ONRR’s proposal to modify the definition of the (1) Uintah and Ouray Designated Areas to include Wasatch, Carbon, and Emery Counties; and (2) North Fort Berthold and South Fort Berthold Designated Areas to use the Missouri River as the boundary line between the two designated areas rather than the Little Missouri River. ONRR received three additional comments: One from industry, one from an individual Indian mineral owner, and one from a Tribe.

Public Comment: The individual Indian mineral owner sent a comment stating he did not support dividing the Fort Berthold Reservation into two designated areas for five reasons: (1) The idea of selling price by field is an anachronism; (2) the price must be the highest in the world wherever that may be because of the tax code, hedging, swaps, etc. in order to obtain the highest price; (3) this attempt to reduce price is a taking under Hodel because this regulation denies the beneficiary the difference between the market rate and major portion; (4) there is no basis for allowing a transportation deduction because typical carriers charge consumers for transportation rather than the miner owner; and (5) North Dakota recovered millions because deductions were not in their leases and, likewise, Indian leases do not authorize this illegality.

ONRR Response: The technical conference was simply to discuss amending the Fort Berthold designated areas to use the Missouri River rather than the Little Missouri River to divide the two designated areas. These comments apply to the Indian Oil Valuation Amendments as a whole and do not directly relate to the appropriate boundary for the two Fort Berthold designated areas. ONRR addressed comments similar to the one above in the preamble of the final rule, which can be found at 80 FR 24,794 (May 1, 2015).

Public Comment: The industry commenter suggested that ONRR take this opportunity to divide the Fort Berthold Reservation into three designated areas: The first designated area would include lands north of the Missouri River, the second would include the lands south of the Missouri River and north of the Little Missouri River, and the third would include the lands south of the Little Missouri River. The commenter believes the available transportation infrastructures support dividing the Fort Berthold Reservation into three designated areas because the lands north of the Little Missouri River have evolving pipeline facilities that can transport production from the lease, whereas leases south of the Little Missouri River do not have the same available infrastructure.

ONRR Response: Dividing the Fort Berthold into two designated areas was a compromise negotiated by the Indian Oil Negotiated Rulemaking Committee (Committee). Generally, industry advocated using specific fields as designated areas. Alternatively, Tribes and individual Indian mineral owners promoted a broader area. Ultimately, the Committee agreed to divide Fort Berthold into two designated areas as a compromise. To date, ONRR has found no reason to ignore the conclusions of the Committee.

The final rule and the preamble of the proposed rule specifically allow lessees/operators, Tribes, and Indian mineral owners to petition ONRR to convene a technical conference to review, modify, or add designated areas where there is a significant change that affects the location and quality differentials. The rule has not yet been in effect for a period of time sufficient to demonstrate that there has been a significant change in the market on the Fort Berthold Reservation. Should the markets change in the future, the lessees/operators, Tribes, or individual Indian mineral owners can petition ONRR to change the designated areas in the future. The purpose of this technical conference was to change the boundary between the two Fort Berthold designated areas, not to add another designated area. Therefore, adding a designated area was outside the scope of this technical conference.

Public Comment: The Ute Indian Tribe indicated it would prefer to have Wasatch and Carbon Counties added to the Uintah & Ouray–Duchesne County Designated Area and Emery County added to the Uintah & Ouray–Grand and Uintah Counties Designated Area. The Tribe indicated the infrastructure on the Uintah & Ouray Reservation supported this configuration.

ONRR Response: ONRR agrees with this comment and has modified the definition of the two designated areas in the Uintah and Ouray Reservation by adding Wasatch and Carbon Counties to the Uintah & Ouray–Duchesne County Designated Area and Emery County the Uintah & Ouray–Grand and Uintah Counties Designated Area.

Dated: June 28, 2016.

Gregory J. Gould,
Director, Office of Natural Resources Revenue.

[FR Doc. 2016–17599 Filed 7–28–16; 8:45 am]
BILLING CODE 4335–30–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG–2016–0668]

Drawbridge Operation Regulation; James River, Hopewell, VA

AGENCY: Coast Guard, DHS.

ACTION: Notice of deviation from drawbridge regulations.

SUMMARY: The Coast Guard has issued a temporary deviation from the operating schedule that governs the SR 156/ Benjamin Harrison Memorial Bridge across the James River, mile 65.0, at Hopewell, VA. The deviation is necessary to facilitate bridge maintenance and repairs. This deviation