Monday,
June 28, 2004

Part LVIII

National Indian Gaming Commission

Semiannual Regulatory Agenda
National Indian Gaming Commission—Proposed Rule Stage

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>4179</td>
<td>Freedom of Information Act Procedures (Amendments)</td>
<td>3141–AA21</td>
</tr>
<tr>
<td>4180</td>
<td>Technical Amendments to the Minimum Internal Control Standards</td>
<td>3141–AA27</td>
</tr>
<tr>
<td>4181</td>
<td>Privacy Act Procedures (Amendments)</td>
<td>3141–AA28</td>
</tr>
<tr>
<td>4182</td>
<td>Technical Standards for Game Classifications, Gaming Machines, and Gaming Systems</td>
<td>3141–AA29</td>
</tr>
</tbody>
</table>

National Indian Gaming Commission—Final Rule Stage

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>4183</td>
<td>Debt Collection</td>
<td>3141–AA25</td>
</tr>
</tbody>
</table>

National Indian Gaming Commission—Long-Term Actions

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>4184</td>
<td>Hearings and Appeals Procedure</td>
<td>3141–AA08</td>
</tr>
<tr>
<td>4185</td>
<td>Enforcement</td>
<td>3141–AA09</td>
</tr>
<tr>
<td>4186</td>
<td>Management Contracts</td>
<td>3141–AA13</td>
</tr>
</tbody>
</table>
### National Indian Gaming Commission—Long-Term Actions (Continued)

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>4187</td>
<td>Net Gaming Revenue</td>
<td>3141–AA14</td>
</tr>
<tr>
<td>4188</td>
<td>Tribal Background Investigation Submission Requirements and Timing</td>
<td>3141–AA15</td>
</tr>
<tr>
<td>4189</td>
<td>Administrative Fees</td>
<td>3141–AA16</td>
</tr>
<tr>
<td>4190</td>
<td>Gaming Facility Licensing Standards</td>
<td>3141–AA23</td>
</tr>
<tr>
<td>4191</td>
<td>National Environmental Policy Act (NEPA) Implementing Regulations</td>
<td>3141–AA26</td>
</tr>
<tr>
<td>4192</td>
<td>Civil Fines Revision and Update</td>
<td>3141–AA30</td>
</tr>
</tbody>
</table>

### National Indian Gaming Commission—Completed Actions

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>4193</td>
<td>Practice Before the Commission</td>
<td>3141–AA07</td>
</tr>
</tbody>
</table>

### National Indian Gaming Commission (NIGC) Proposed Rule Stage

#### 4179. FREEDOM OF INFORMATION ACT PROCEDURES (AMENDMENTS)

**Priority:** Other Significant  
**Legal Authority:** 5 USC 552  
**CFR Citation:** 25 CFR 517.3; 25 CFR 517.6; 25 CFR 517.8  
**Legal Deadline:** None  
**Abstract:** These rules will revise the current regulations to make them consistent with the amended Freedom of Information Act (FOIA). The rules will also update information such as addresses and copying fees.  
**Timetable:**  
**Action** | **Date** | **FR Cite**  
NPRM       | 07/00/04 |  
**Regulatory Flexibility Analysis Required:** No  
**Government Levels Affected:** None  
**Agency Contact:** Jeanie McCoy, FOIA/PA Officer, National Indian Gaming Commission, Suite 9100, 1441 L Street NW., Washington, DC 20005  
**Phone:** 202 632–7003  
**Fax:** 202 632–7066  
**Email:** regina.mccoy@nigc.gov  
**RIN:** 3141–AA21

#### 4180. TECHNICAL AMENDMENTS TO THE MINIMUM INTERNAL CONTROL STANDARDS

**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.  
**CFR Citation:** 25 USC 2702; 25 USC 2706(b)(10)  
**Legal Authority:** 25 USC 2702; 25 USC 2706(b)(10)  
**Legal Deadline:** None  
**Abstract:** The National Indian Gaming Commission anticipates that there will be a need to make technical changes to the minimum internal control standards (MICS) in response to changes in technology and the gaming industry. The Commission foresees routinely revising the MICS in response to these changes.  
**Timetable:**  
**Action** | **Date** | **FR Cite**  
NPRM       | 10/00/04 |  
**Regulatory Flexibility Analysis Required:** No  
**Government Levels Affected:** Tribal  
**Agency Contact:** Penny J. Coleman, Deputy General Counsel, National Indian Gaming Commission, Suite 9100, 1441 L Street NW., Washington, DC 20005  
**Phone:** 202 632–7003  
**Fax:** 202 632–7066  
**Email:** penny.coleman@nigc.gov  
**RIN:** 3141–AA27

#### 4181. PRIVACY ACT PROCEDURES (AMENDMENTS)

**Priority:** Other Significant  
**Legal Authority:** 5 USC 552a  
**CFR Citation:** 25 CFR 515  
**Legal Deadline:** None  
**Abstract:** These rules will revise current regulations to update addresses and list systems of records.  
**Timetable:**  
**Action** | **Date** | **FR Cite**  
NPRM       | 07/00/04 |  
**Regulatory Flexibility Analysis Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** Federal, Tribal  
**Agency Contact:** Penny J. Coleman, Deputy General Counsel, National Indian Gaming Commission, Suite 9100, 1441 L Street NW., Washington, DC 20005  
**Phone:** 202 632–7003  
**Fax:** 202 632–7066  
**Email:** penny.coleman@nigc.gov  
**RIN:** 3141–AA28

#### 4182. TECHNICAL STANDARDS FOR GAME CLASSIFICATIONS, GAMING MACHINES, AND GAMING SYSTEMS

**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.  
**Unfunded Mandates:** Undetermined
### Proposed Rule Stage

**Legal Authority:** 25 USC 2706  
**CFR Citation:** 25 CFR 501  
**Legal Deadline:** None  
**Abstract:** It is necessary for the National Indian Gaming Commission (NIGC) to promulgate regulations establishing technical standards for game classifications because of the distinction between class II and class III gaming set forth in IGRA. Technical changes make it difficult for regulators to keep up with the gaming industry. By establishing technical standards, tribal gaming commissions, the primary regulators of tribal gaming, will more easily be able to distinguish between class II and class III machines. Further, it is necessary for the Commission to establish technical standards for the actual operation of gaming machines and systems and the equipment related to their operation.  
**Timetable:**

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<th>Date</th>
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<tr>
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<td>07/00/04</td>
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**Regulatory Flexibility Analysis**  
**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** Tribal  
**Federalism:** Undetermined  
**Agency Contact:** William F. Grant, Senior Attorney, National Indian Gaming Commission, Suite 9100, 1441 L Street NW., Washington, DC 20005  
Phone: 202 632–7003  
Fax: 202 632–7066  
RIN: 3141–AA29

### Final Rule Stage

#### 4183. DEBT COLLECTION

**Priority:** Other Significant  
**Legal Authority:** 31 USC 3716; 25 USC 2713(a)(1)  
**CFR Citation:** 25 CFR 580  
**Legal Deadline:** None  
**Abstract:** This regulation will establish a process for the assessment, notification, and collection of debts owed the National Indian Gaming Commission.  
**Timetable:**

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<th>Date</th>
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<tr>
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<td>67 FR 1273</td>
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<td>Interim Final Rule Comment Period Reopened End</td>
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**Regulatory Flexibility Analysis**  
**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** Tribal  
**Agency Contact:** Cynthia K. Shaw, Attorney, National Indian Gaming Commission, Suite 9100, 1441 L Street NW., Washington, DC 20005  
Phone: 202 632–7003  
Fax: 202 632–7066  
Email: cynthia.l.shaw@nigc.doi.gov  
RIN: 3141–AA25

### Long-Term Actions

#### 4184. HEARINGS AND APPEALS PROCEDURE

**Priority:** Other Significant  
**CFR Citation:** 25 CFR 522 to 524; 25 CFR 533; 25 CFR 535; 25 CFR 539; 25 CFR 573; 25 CFR 575; 25 CFR 577  
**Timetable:**

<table>
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<th>Date</th>
<th>FR Cite</th>
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<tr>
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**Regulatory Flexibility Analysis**  
**Required:** No  
**Government Levels Affected:** Tribal  
**Agency Contact:** Penny J. Coleman  
Phone: 202 632–7003  
Fax: 202 632–7066  
RIN: 3141–AA13

#### 4185. ENFORCEMENT

**Priority:** Other Significant  
**CFR Citation:** 25 CFR 573  
**Timetable:**

<table>
<thead>
<tr>
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<th>Date</th>
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</tr>
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**Regulatory Flexibility Analysis**  
**Required:** No  
**Government Levels Affected:** Tribal  
**Agency Contact:** Penny J. Coleman  
Phone: 202 632–7003  
Fax: 202 632–7066  
RIN: 3141–AA08

#### 4186. MANAGEMENT CONTRACTS

**Priority:** Other Significant  
**CFR Citation:** 25 CFR 531; 25 CFR 533; 25 CFR 536  
**Timetable:**

<table>
<thead>
<tr>
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<th>Date</th>
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**Regulatory Flexibility Analysis**  
**Required:** No  
**Government Levels Affected:** Tribal  
**Agency Contact:** Penny J. Coleman  
Phone: 202 632–7003  
Fax: 202 632–7066  
RIN: 3141–AA09

#### 4187. NET GAMING REVENUE

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 25 CFR 571; 25 CFR 573  
**Timetable:**

<table>
<thead>
<tr>
<th>Action</th>
<th>Date</th>
<th>FR Cite</th>
</tr>
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<tr>
<td>NPRM</td>
<td>To Be Determined</td>
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**Regulatory Flexibility Analysis**  
**Required:** No  
**Government Levels Affected:** Tribal  
**Agency Contact:** Penny J. Coleman  
Phone: 202 632–7003  
Fax: 202 632–7066  
RIN: 3141–AA13
Agency Contact: Penny J. Coleman
Phone: 202 632–7003
Fax: 202 632–7066
RIN: 3141–AA14

4188. TRIBAL BACKGROUND INVESTIGATION SUBMISSION REQUIREMENTS AND TIMING
Priority: Other Significant
CFR Citation: 25 CFR 556; 25 CFR 558
Timetable:
Action | Date | FR Cite
NPRM | To Be Determined

Regulatory Flexibility Analysis Required: No
Government Levels Affected: Tribal
Agency Contact: Penny J. Coleman
Phone: 202 632–7003
Fax: 202 632–7066
RIN: 3141–AA15

4189. ADMINISTRATIVE FEES
Priority: Substantive, Nonsignificant
CFR Citation: 25 CFR 514
Timetable:
Action | Date | FR Cite
NPRM | To Be Determined

Regulatory Flexibility Analysis Required: No
Government Levels Affected: Tribal
Agency Contact: Penny J. Coleman
Phone: 202 632–7003
Fax: 202 632–7066
RIN: 3141–AA23

4190. GAMING FACILITY LICENSING STANDARDS
Priority: Substantive, Nonsignificant
CFR Citation: 25 CFR 522.4(b)(6); 25 CFR 522.6(b)
Timetable:
Action | Date | FR Cite
NPRM | To Be Determined

Regulatory Flexibility Analysis Required: Undetermined
Government Levels Affected: Tribal
Agency Contact: Penny J. Coleman
Phone: 202 632–7003
Fax: 202 632–7066
RIN: 3141–AA16

4191. NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) IMPLEMENTING REGULATIONS
Priority: Substantive, Nonsignificant
CFR Citation: Not Yet Determined
Timetable:
Action | Date | FR Cite
NPRM | To Be Determined

Regulatory Flexibility Analysis Required: Undetermined
Government Levels Affected: Tribal
Agency Contact: Penny J. Coleman
Phone: 202 632–7003
Fax: 202 632–7066
RIN: 3141–AA26

4192. CIVIL FINES REVISION AND UPDATE
Priority: Substantive, Nonsignificant
Major status under 5 USC 801 is undetermined.
Legal Authority: 25 USC 2713; 25 USC 2705(a)(2); 25 USC 2706(a)(2)
CFR Citation: Not Yet Determined
Legal Deadline: None
Abstract: Revision and update of 25 CFR part 575 relating to a revision and update of civil fines.
Timetable:
Action | Date | FR Cite
NPRM | To Be Determined

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: Tribal
Agency Contact: Penny J. Coleman,
Deputy General Counsel, National Indian Gaming Commission, Suite 9100, 1441 L Street NW.,
Washington, DC 20005
Phone: 202 632–7003
Fax: 202 632–7066
RIN: 3141–AA15

4193. PRACTICE BEFORE THE COMMISSION
Priority: Substantive, Nonsignificant
Legal Authority: 25 USC 2706(b)(10)
CFR Citation: Not Yet Determined
Legal Deadline: None
Abstract: This rule will establish guidelines and procedures for attorneys and nonattorneys who represent tribes or private companies before the Commission.
Timetable:
Action | Date | FR Cite
Withdrawn | 05/01/04

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: Tribal
Agency Contact: William F. Grant,
Senior Attorney, National Indian Gaming Commission, Suite 9100, 1441 L Street NW.,
Washington, DC 20005
Phone: 202 632–7003
Fax: 202 632–7066
RIN: 3141–AA07
[FR Doc. 04–12493 Filed 06–25–04; 8:45 am] BILLING CODE 7565–01–S