

described below. In accordance with the Paperwork Reduction Act, HUD is requesting comment from all interested parties on the proposed collection of information. The purpose of this notice is to allow for additional 30 days of public comment.

**DATES:** *Comments Due Date:* August 29, 2022.

**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to *OIRA\_submission@omb.eop.gov* or *www.reginfo.gov/public/do/PRAMain*. Find this particular information collection by selecting “Currently under 30-day Review—Open for Public Comments” or by using the search function.

**FOR FURTHER INFORMATION CONTACT:** Colette Pollard, Reports Management Officer, PD&R, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410; email Colette Pollard at *Colette.Pollard@hud.gov* or telephone 202-402-3400. This is not a toll-free number. Persons with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877-8339. Copies of available documents submitted to OMB may be obtained from Ms. Pollard.

**SUPPLEMENTARY INFORMATION:** This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

The **Federal Register** notice that solicited public comment on the information collection for a period of 60 days was published on January 5, 2022, at 87 FR 473.

#### A. Overview of Information Collection

*Title of Information Collection:* Annual Adjustment Factors (AAF) Rent Increase Requirement.

*OMB Approval Number:* 2502-0507.

*Type of Request:* Reinstatement, with change, of previously approved collection for which approval has expired.

*Form Number:* HUD-92273-S8.

*Description of the need for the information and proposed use:* Owners of project-based section 8 contracts that utilize the AAF as the method of rent adjustment provide this information which is necessary to determine whether or not the subject properties' rents are to be adjusted and, if so, the amount of the adjustment.

*Respondents:* Business, not for profit institutions.

*Estimated Number of Respondents:* 1,080.

*Estimated Number of Responses:* 8.

*Frequency of Response:* On occasion.

*Average Hours per Response:* 1.5 hours.

*Total Estimated Burden:* 12.

#### B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency's estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

(5) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

HUD encourages interested parties to submit comment in response to these questions.

#### C. Authority

Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

**Colette Pollard,**

*Department Reports Management Officer,  
Office of Policy Development and Research,  
Chief Data Officer.*

[FR Doc. 2022-16270 Filed 7-28-22; 8:45 am]

**BILLING CODE 4210-67-P**

#### DEPARTMENT OF THE INTERIOR

##### Bureau of Indian Affairs

[223A2100DD/AAKC001030/  
A0A501010.999900 253G]

##### Rate Adjustments for Indian Irrigation Projects

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

**ACTION:** Notice.

**SUMMARY:** The Bureau of Indian Affairs (BIA) owns or has an interest in irrigation projects located on or

associated with various Indian reservations throughout the United States. We are required to establish irrigation assessment rates to recover the costs to administer, operate, maintain, and rehabilitate these projects. We are notifying you that we have adjusted the irrigation assessment rates at several of our irrigation projects and facilities to reflect current costs of administration, operation, maintenance, and rehabilitation.

**DATES:** The 2023 Irrigation Assessment Rates are effective on January 1, 2023.

**FOR FURTHER INFORMATION CONTACT:** David Fisher, Chief, Division of Water and Power, (406) 657-5985. For details about a particular BIA irrigation project, please use the tables in the **SUPPLEMENTARY INFORMATION** section to contact the BIA regional or local office where the irrigation project is located.

**SUPPLEMENTARY INFORMATION:** A Notice of Proposed Rate Adjustment was published in the **Federal Register** on April 1, 2022 (87 FR 19116) to propose adjustments to the irrigation assessment rates at several BIA irrigation projects. The public and interested parties were provided an opportunity to submit written comments during the 60-day period that ended May 31, 2022.

##### Did BIA defer or change any proposed rate increases?

No. BIA did not defer or change any proposed rate increases.

##### Did BIA receive any comments on the proposed irrigation assessment rate adjustments?

Yes. BIA received nine (9) written comments related to the proposed 2023 irrigation assessment rate adjustment for the Flathead Indian Irrigation Project (FIIP). Comments were received by letter and email.

##### What issues were of concern to the commenters?

Comments received relate specifically to the proposed 2023 irrigation assessment rate adjustment for FIIP. BIA's summary of the issues and responses are provided below.

*Comment:* Commenters state a general opposition to the FIIP irrigation assessment rate adjustment and BIA's methodology for determining FIIP's budget, including a specific concern that available funds from October 2021 should be depleted and the budget should not include funding for all vacant personnel positions.

*Response:* As noted when rates were proposed in the **Federal Register** on April 1, 2022 (87 FR 19116), BIA is required to establish irrigation

assessment rates that recover the costs to administer, operate, maintain, and rehabilitate our projects. As owner of FIIP, it is BIA's responsibility to ensure adequate resources are made available to meet the requirements noted above. BIA's authority to assess rates is codified at 25 U.S.C. 381 *et seq.* and is addressed in BIA's regulations at 25 CFR part 171. *See also* 73 FR 11,028, 11,030 (February 29, 2008). Additionally, the repayment contracts between the respective irrigation districts and the Department of the Interior explicitly state that operation and maintenance (O&M) expenses "shall be paid . . . as provided . . . by rules made or to be made . . . by the Secretary of the Interior." The procedures followed by BIA in adjusting its irrigation assessment rates are consistent with applicable law and past practice, and the methodology used by BIA to determine the O&M assessment rates for FIIP is reasonable.

The proposed 2023 irrigation assessment adjustments for FIIP's basic per acre rate categories are necessary and justified due to the increased costs associated with administering, operating, maintaining, and rehabilitating FIIP. In accordance with BIA financial guidelines and 25 CFR part 171, BIA developed the FIIP budget for 2023 expenditures and income approximately two years in advance. BIA relied on financial reports generated by the Financial and Business Management System and procurement files to review past expenditures and project a future budget. The FIIP Project Manager also used his discretion to assess and anticipate upcoming financial needs and priorities. The 2023 expenses were then divided by the total assessable acres within FIIP. The \$2 per acre assessment increase for the "basic per acre—A" rate category is necessary to ensure FIIP can pay its anticipated expenses for 2023.

Following BIA policy, the FIIP Project Manager held two meetings in April 2022 with representatives of the Flathead Irrigation District, Mission Irrigation District, and Jocko Irrigation District to discuss the proposed 2023 irrigation assessment increase from \$33.50 to \$35.50 per acre. During these meetings, BIA provided details supporting the 2023 budget, justifications, and proposed O&M assessment.

Some commenters submitted a copy of FIIP's account balances as of October 2021 that did not include the account purposes or expenses. While FIIP's account balances totaled nearly \$6.3 million in October 2021, this money was allocated for specific purposes and

upcoming expenses. BIA irrigation projects are required to maintain a sinking fund for heavy equipment replacement and maintenance, a reserve fund for emergencies and contingencies, and funding for environmental compliance activities; \$4.2 million of the \$6.3 million was allocated for these purposes. Approximately \$400,000 of the \$6.3 million was allocated for scheduled construction activities on FIIP's aging infrastructure. The remaining \$1.7 million of the \$6.3 million was budgeted for 2021, 2022, and 2023 O&M expenses, including: personnel, equipment costs, acquisition costs, and materials and supplies. We believe FIIP's account balances in October 2021 were reasonable and appropriate because FIIP receives the bulk of its O&M collections twice annually, its account balance fluctuates throughout the year, and actual expenditures may vary from budgeted or estimated expenses. Although a small portion of the October 2021 available funds were intended for 2023 O&M expenses, FIIP must increase its 2023 assessment rates to avoid a deficit and ensure it has sufficient funds for the remainder of its O&M expenditures in 2023.

Regarding funding for personnel, the proposed 2023 O&M assessment does not include funding for all vacant positions. The 2023 budget includes personnel salary, benefits, and overtime for FIIP's 32 employees as well as two vacant positions. The remaining 23 vacant positions in FIIP's organizational chart are not accounted for in the 2023 budget.

*Comment:* Two commenters state the quality of irrigation service and water flow need to improve before assessments are increased.

*Response:* FIIP provides irrigation service commensurate with its resources which means the \$2 per acre assessment increase is needed to improve the project's quality of service. The increased revenue will allow FIIP to fill two vacant personnel positions—one hydrologist and one civil engineer. The quality of irrigation service will improve as funding becomes available to fill additional personnel positions, while also retaining and increasing experience levels of existing FIIP staff. FIIP is actively working with the BIA Northwest Region and BIA human resources offices to fill its vacant personnel positions subject to available funding.

The FIIP rate adjustment is also needed to maintain the project's existing quality of service and assure its water delivery obligations are satisfied. Many O&M expenses are not consistent from

year to year or under BIA's control, including the costs of existing personnel, pumping, materials and supplies, and repairs. Federal personnel expenses require the use of local area pay tables for General Schedule and Federal Wage System employees, maintained and managed by the Office of Personnel Management, and factor in the annual cost of living increases, annual wage board estimates, and annual overtime estimates. Power expenses for pumping are weather dependent and vary widely from year to year. And the costs of materials, supplies, and repairs are subject to depreciation and inflation.

*Comment:* One commenter recommends using the Confederated Salish and Kootenai Tribes' water settlement funds to pay for O&M instead of increasing assessment rates.

*Response:* The Montana Water Rights Protection Act (Consolidated Appropriations Act of 2021, Division DD, Pub. L. 116–260, 134 stat. 1182) authorized funds to implement the Act as well as the water rights compact entered into by the Confederated Salish and Kootenai Tribes, the State of Montana, and the United States. The Act authorizes the use of appropriated funds for certain activities, including certain rehabilitation, modernization, mitigation, reclamation, and restoration activities set forth in section 7 of the Act. The Act does not, however, authorize the use of those funds for O&M costs of FIIP.

#### **Does this notice affect me?**

This notice affects you if you own or lease land within the assessable acreage of one of our irrigation projects or if you have a carriage agreement with one of our irrigation projects.

#### **Where can I get information on the regulatory and legal citations in this notice?**

You can contact the appropriate office(s) stated in the tables for the irrigation project that serves you, or you can use the internet site for the Government Publishing Office at [www.gpo.gov](http://www.gpo.gov).

#### **What authorizes you to issue this notice?**

Our authority to issue this notice is vested in the Secretary of the Interior (Secretary) by 5 U.S.C. 301 and the Act of August 14, 1914 (38 stat. 583; 25 U.S.C. 385). The Secretary has in turn delegated this authority to the Assistant Secretary—Indian Affairs under Part 209, Chapter 8.1A, of the Department of the Interior's Departmental Manual.

**Whom can I contact for further information?**

The following tables are the regional and project/agency contacts for our irrigation facilities.

Project name	Project/Agency contacts
<b>Northwest Region Contacts</b>	
Bryan Mercier, Regional Director, Bureau of Indian Affairs, Northwest Regional Office, 911 NE 11th Avenue, Portland, OR 97232-4169, Telephone: (503) 231-6702.	
Flathead Indian Irrigation Project ....	Larry Nelson, Acting Irrigation Project Manager, 220 Project Drive, St. Ignatius, MT 59865, Telephone: (406) 745-2661.
Fort Hall Irrigation Project .....	David Bollinger, Irrigation Project Manager, 36 Bannock Avenue, Fort Hall, ID 83203-0220, Telephone: (208) 238-1992.
Wapato Irrigation Project .....	Pete Plant, Project Administrator, 413 South Camas Avenue, Wapato, WA 98951-0220, Telephone: (509) 877-3155.
<b>Rocky Mountain Region Contacts</b>	
Susan Messerly, Regional Director, Bureau of Indian Affairs, Rocky Mountain Regional Office, 2021 4th Avenue North, Billings, MT 59101, Telephone: (406) 247-7943.	
Blackfeet Irrigation Project .....	Kenneth Bird, Acting Superintendent, Greg Tatsey, Irrigation Project Manager, P.O. Box 880, Browning, MT 59417, Telephones: (406) 338-7544 Superintendent, (406) 338-7519 Irrigation Project Manager.
Crow Irrigation Project .....	Clifford Serawop, Superintendent, Jim Gappa, Acting Irrigation Project Manager (BIA), (Project O&M performed by Water Users Association), P.O. Box 69, Crow Agency, MT 59022, Telephones: (406) 638-2672 Superintendent, (406) 247-7998 Acting Irrigation Project Manager.
Fort Belknap Irrigation Project .....	Mark Azure, Superintendent, Jim Gappa, Acting Irrigation Project Manager (BIA), (Project O&M contracted to Tribes under Pub. L. 93-638), 158 Tribal Way, Suite B, Harlem, MT 59526, Telephone: (406) 353-2901 Superintendent, (406) 353-8454 Irrigation Project Manager (Tribal Office).
Fort Peck Irrigation Project .....	Anna Eder, Superintendent, Jim Gappa, Acting Irrigation Project Manager (BIA), (Project O&M performed by Fort Peck Water Users Association), P.O. Box 637, Poplar, MT 59255, Telephones: (406) 768-5312 Superintendent, (406) 247-7998 Acting Irrigation Project Manager, (406) 653-1752 Lead ISO—Huber Wright.
Wind River Irrigation Project .....	Leslie Shakespeare, Superintendent, Jim Gappa, Acting Irrigation Project Manager (BIA), (Project O&M for Little Wind, Johnstown, and Lefthand Units contracted to Tribes under Pub. L. 93-638; Little Wind-Ray and Upper Wind Units O&M performed by Ray Canal, A Canal, and Crowheart Water Users Associations), P.O. Box 158, Fort Washakie, WY 82514, Telephones: (307) 332-7810 Superintendent, (406) 247-7998 Acting Irrigation Project Manager.
<b>Southwest Region Contacts</b>	
Patricia L. Mattingly, Regional Director, Bureau of Indian Affairs, Southwest Regional Office, 1001 Indian School Road NW, Albuquerque, NM 87104, Telephone: (505) 563-3100.	
Pine River Irrigation Project .....	Priscilla Bancroft, Superintendent, Vickie Begay, Irrigation Project Manager, P.O. Box 315, Ignacio, CO 81137-0315, Telephones: (970) 563-4511 Superintendent, (970) 563-9484 Irrigation Project Manager.
<b>Western Region Contacts</b>	
Jessie Durham, Acting Regional Director, Bureau of Indian Affairs, Western Regional Office, 2600 North Central Avenue, 4th Floor Mailroom, Phoenix, AZ 85004, Telephone: (602) 379-6600.	
Colorado River Irrigation Project ....	Davetta Ameelyenah, Superintendent, Gary Colvin, Irrigation Project Manager, 12124 1st Avenue, Parker, AZ 85344, Telephones: (928) 669-7111 Superintendent, (928) 662-4392 Irrigation Project Manager.
Duck Valley Irrigation Project .....	Joseph McDade, Superintendent, (Project O&M compacted to Shoshone-Paiute Tribes under Pub. L. 93-638), 2719 Argent Avenue, Suite 4, Gateway Plaza, Elko, NV 89801, Telephones: (775) 738-5165 Superintendent, (208) 759-3100 Tribal Office.
Yuma Project, Indian Unit .....	Denni Shields, Superintendent, (Bureau of Reclamation (BOR) owns the Project and is responsible for O&M), 256 South Second Avenue, Suite D, Yuma, AZ 85364, Telephones: (928) 782-1202 Superintendent, (928) 343-8100 BOR Area Office Manager.
San Carlos Irrigation Project (Indian Works and Joint Works).	Ferris Begay, Project Manager (BIA), Clarence Begay, Supervisory Civil Engineer (BIA), (Portions of Indian Works O&M compacted to Gila River Indian Community under Pub. L. 93-638), 13805 North Arizona Boulevard, Coolidge, AZ 85128, Telephones: (520) 723-6225 Project Manager, (520) 723-6203 Acting Supervisory Civil Engineer, (520) 562-6720 Gila River Indian Irrigation & Drainage District.
Uintah Irrigation Project .....	Antonio Pingree, Superintendent, Ken Asay, Irrigation System Manager (BIA), (Project O&M performed by Uintah Indian Irrigation Project Operation and Maintenance Company), P.O. Box 130, Fort Duchesne, UT 84026, Telephones: (435) 722-4300 Superintendent, (435) 722-4344 Irrigation System Manager, (435) 724-5200 Uintah Indian Irrigation Operation and Maintenance Company.
Walker River Irrigation Project .....	Rachael Larson, Superintendent, 311 East Washington Street, Carson City, NV 89701, Telephone: (775) 887-3501.

**What irrigation assessments or charges are adjusted by this notice?**

The rate table below contains final rates for the 2022 and 2023 calendar

years for all irrigation projects where we recover costs of administering, operating, maintaining, and rehabilitating them. An asterisk

immediately following the rate category notes the irrigation projects where 2022 rates are different from the 2023 rates.

Project name	Rate category	Final 2022 rate	Final 2023 rate
<b>Northwest Region Rate Table</b>			
Flathead Irrigation Project .....	Basic per acre—A * .....	\$33.50	\$35.50
	Basic per acre—B * .....	16.75	17.75
	Minimum Charge per tract .....	75.00	75.00
Fort Hall Irrigation Project .....	Basic per acre * .....	62.50	64.50
	Minimum Charge per tract * .....	40.00	41.00
Fort Hall Irrigation Project—Minor Units .....	Basic per acre * .....	41.00	45.00
	Minimum Charge per tract * .....	40.00	41.00
Fort Hall Irrigation Project—Michaud Unit .....	Basic per acre * .....	68.50	73.50
	Pressure per acre * .....	106.50	114.00
	Minimum Charge per tract * .....	40.00	41.00
Wapato Irrigation Project—Toppenish/Simcoe Units .....	Minimum Charge per bill .....	25.00	25.00
	Basic per acre .....	25.00	25.00
Wapato Irrigation Project—Ahtanum Units .....	Minimum Charge per bill .....	30.00	30.00
	Basic per acre .....	30.00	30.00
Wapato Irrigation Project—Satus Unit .....	Minimum Charge per bill .....	79.00	79.00
	“A” Basic per acre .....	79.00	79.00
	“B” Basic per acre .....	85.00	85.00
Wapato Irrigation Project—Additional Works .....	Minimum Charge per bill .....	80.00	80.00
	Basic per acre .....	80.00	80.00
Wapato Irrigation Project—Water Rental .....	Minimum Charge per bill * .....	86.00	90.00
	Basic per acre * .....	86.00	90.00
<b>Rocky Mountain Region Rate Table</b>			
Blackfeet Irrigation Project .....	Basic-per acre .....	20.50	20.50
Crow Irrigation Project—Willow Creek O&M (includes Agency, Lodge Grass #1, Lodge Grass #2, Reno, Upper Little Horn, and Forty Mile Units).	Basic-per acre * .....	28.50	29.00
Crow Irrigation Project—All Others (includes Bighorn, Soap Creek, and Pryor Units).	Basic-per acre * .....	28.50	29.00
Crow Irrigation Project—Two Leggins Unit .....	Basic-per acre .....	14.00	14.00
Crow Irrigation Two Leggins Drainage District .....	Basic-per acre .....	2.00	2.00
Fort Belknap Irrigation Project .....	Basic-per acre * .....	18.00	19.00
Fort Peck Irrigation Project .....	Basic-per acre * .....	27.00	28.00
Wind River Irrigation Project—Units 2, 3 and 4 .....	Basic-per acre .....	25.00	25.00
Wind River Irrigation Project—Unit 6 .....	Basic-per acre .....	22.00	22.00
Wind River Irrigation Project—LeClair District (See Note #1) .....	Basic-per acre .....	47.00	47.00
Wind River Irrigation Project—Crow Heart Unit .....	Basic-per acre .....	16.50	16.50
Wind River Irrigation Project—A Canal Unit .....	Basic-per acre .....	16.50	16.50
Wind River Irrigation Project—Riverton Valley Irrigation District (See Note #1).	Basic-per acre .....	30.65	30.65
<b>Southwest Region Rate Table</b>			
Pine River Irrigation Project .....	Minimum Charge per tract * .....	50.00	75.00
	Basic-per acre * .....	22.50	23.00
<b>Western Region Rate Table</b>			
Colorado River Irrigation Project .....	Basic per acre up to 5.75 acre-feet	64.00	64.00
	Excess Water per acre-foot over 5.75 acre-feet.	18.00	18.00
Duck Valley Irrigation Project .....	Basic per acre .....	5.30	5.30
Yuma Project, Indian Unit (See Note #2) .....	Basic per acre up to 5.0 acre-feet ..	157.00	( + )
	Excess Water per acre-foot over 5.0 acre-feet.	30.00	( + )
	Basic per acre up to 5.0 acre-feet (Ranch 5).	157.00	( + )

San Carlos Irrigation Project (Joint Works) (See Note #3) .....	Basic per acre		\$26.00 .....	\$26.00
	2023 Construction Water Rate Schedule:			
		Off project construction	On project construction—gravity water	On project construction—pump water
	Administrative Fee.	\$300.00 .....	\$300.00 .....	\$300.00.
	Usage Fee .....	\$250.00 per month.	No Fee .....	\$100.00 per acre foot.
	Excess Water Rate †.	\$5.00 per 1,000 gal.	No Charge .....	No Charge.
Project name	Rate category		Final 2022 rate	Final 2023 rate
San Carlos Irrigation Project (Indian Works) (See Note #4) .....	Basic per acre * .....		\$90.50	\$99.44
Uintah Irrigation Project .....	Basic per acre .....		23.00	23.00
	Minimum Bill .....		25.00	25.00
Walker River Irrigation Project .....	Basic per acre .....		31.00	31.00

\* Notes irrigation projects where rates are adjusted.

+ These rates have not yet been determined.

† The excess water rate applies to all water used in excess of 50,000 gallons in any one month.

**Note #1:** O&M rates for LeClair and Riverton Valley Irrigation Districts apply to Trust lands that are serviced by each irrigation district. The annual O&M rates are based on budgets submitted by LeClair and Riverton Valley Irrigation Districts, respectively.

**Note #2:** The O&M rate for the Yuma Project, Indian Unit has two components. The first component of the O&M rate is established by the Bureau of Reclamation (BOR), the owner and operator of the Project. BOR's rate, which is based upon the annual budget submitted by BOR is \$153.00 for 2022 but has not been established for 2023. The second component of the O&M rate is established by BIA to cover administrative costs, which includes billing and collections for the Project. The 2022 BIA rate component is \$4.00/acre. The final 2023 BIA rate component is \$4.00/acre.

**Note #3:** The Construction Water Rate Schedule identifies fees assessed for use of irrigation water for non-irrigation purposes.

**Note #4:** The O&M rate for the San Carlos Irrigation Project—Indian Works has three components. The first component is established by BIA San Carlos Irrigation Project—Indian Works, the owner and operator of the Project; the 2022 rate is \$56.50 per acre, and the final 2023 rate is \$56.50 per acre. The second component is established by BIA San Carlos Irrigation Project—Joint Works; the 2022 rate is \$26.00 per acre, and the final 2023 rate is \$26.00 per acre. The third component is established by the San Carlos Irrigation Project Joint Control Board (comprised of representatives from the Gila River Indian Community and the San Carlos Irrigation and Drainage District); the 2022 rate is \$8.00 per acre, and 2023 rate is \$16.94 per acre.

### Consultation and Coordination With Tribal Governments (Executive Order 13175)

The Department of the Interior strives to strengthen its government-to-government relationship with Indian Tribes through a commitment to consultation with Indian Tribes and recognition of their right to self-governance and Tribal sovereignty. We have evaluated this notice under the Department's consultation policy and under the criteria of Executive Order 13175 and have determined there to be substantial direct effects on federally recognized Tribes because the irrigation projects are located on or associated with Indian reservations. To fulfill its consultation responsibility to Tribes and Tribal organizations, BIA communicates, coordinates, and consults on a continuing basis with these entities on issues of water delivery, water availability, and costs of administration, operation, maintenance, and rehabilitation of projects that concern them. This is accomplished at the individual irrigation project by project, agency, and regional representatives, as appropriate, in accordance with local protocol and

procedures. This notice is one component of our overall coordination and consultation process to provide notice to, and request comments from, these entities when we adjust irrigation assessment rates.

### Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use (Executive Order 13211)

These rate adjustments are not a significant energy action under the definition in Executive Order 13211. A Statement of Energy Effects is not required.

### Regulatory Planning and Review (Executive Order 12866)

These rate adjustments are not a significant regulatory action and do not need to be reviewed by the Office of Management and Budget under Executive Order 12866.

### Regulatory Flexibility Act

These rate adjustments are not a rule for the purposes of the Regulatory Flexibility Act because they establish "a rule of particular applicability relating to rates." 5 U.S.C. 601(2).

### Unfunded Mandates Reform Act of 1995

These rate adjustments do not impose an unfunded mandate on state, local, or Tribal governments in the aggregate, or on the private sector, of more than \$130 million per year. They do not have a significant or unique effect on State, local, or Tribal governments or the private sector. Therefore, the Department is not required to prepare a statement containing the information required by the Unfunded Mandates Reform Act (2 U.S.C. 1531 *et seq.*).

### Takings (Executive Order 12630)

These rate adjustments do not affect a taking of private property or otherwise have "takings" implications under Executive Order 12630. The rate adjustments do not deprive the public, State, or local governments of rights or property.

### Federalism (Executive Order 13132)

Under the criteria in section 1 of Executive Order 13132, these rate adjustments do not have sufficient federalism implications to warrant the preparation of a federalism summary impact statement because they will not

affect the States, the relationship between the national government and the States, or the distribution of power and responsibilities among the various levels of government. A federalism summary impact statement is not required.

#### **Civil Justice Reform (Executive Order 12988)**

This notice complies with the requirements of Executive Order 12988. Specifically, in issuing this notice, the Department has taken the necessary steps to eliminate drafting errors and ambiguity, minimize potential litigation, and provide a clear legal standard for affected conduct as required by section 3 of Executive Order 12988.

#### **Paperwork Reduction Act of 1995**

These rate adjustments do not affect the collections of information which have been approved by the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995. The OMB Control Number is 1076-0141 and expires January 31, 2023.

#### **National Environmental Policy Act**

The Department has determined that these rate adjustments do not constitute a major Federal action significantly affecting the quality of the human environment and that no detailed statement is required under the National Environmental Policy Act of 1969, 42 U.S.C. 4321-4370(d)), pursuant to 43 CFR 46.210(i). In addition, the rate adjustments do not present any of the 12 extraordinary circumstances listed at 43 CFR 46.215.

**Bryan Newland,**

*Assistant Secretary—Indian Affairs.*

[FR Doc. 2022-16324 Filed 7-28-22; 8:45 am]

**BILLING CODE 4337-15-P**

### **DEPARTMENT OF THE INTERIOR**

#### **Bureau of Land Management**

[LLMT926000-XXX-  
L19100000.BJ0000.LRCSEX902800;  
MO#4500162376]

#### **Notice of Proposed Filing of Plats of Survey; Montana**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of proposed official filing.

**SUMMARY:** The plats of surveys for the lands described in this notice are scheduled to be officially filed 30 calendar days after the date of this

publication in the BLM Montana State Office, Billings, Montana. The surveys, which were executed at the request of the United States Forest Service Office, Ashland Ranger District, Montana are necessary for the management of these lands.

**DATES:** A person or party who wishes to protest this decision must file a notice of protest in time for it to be received in the BLM Montana State Office no later than August 29, 2022.

**ADDRESSES:** A copy of the plats may be obtained from the Public Room at the BLM Montana State Office, 5001 Southgate Drive, Billings, Montana 59101, upon required payment. The plats may be viewed at this location at no cost.

#### **FOR FURTHER INFORMATION CONTACT:**

Joshua Alexander, BLM Chief Cadastral Surveyor for Montana; telephone: (406) 896-5123; email: [jalexand@blm.gov](mailto:jalexand@blm.gov). Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services for contacting Mr. Alexander. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

**SUPPLEMENTARY INFORMATION:** The lands surveyed are:

#### **Principal Meridian, Montana**

T. 5 S., R. 46 E.

Secs. 20, 21, 27 thru 30, and 32 thru 36.

T. 6 S., R. 47 E.

Secs. 7, 17, 18, 19, and 20.

A person or party who wishes to protest an official filing of a plat of survey identified earlier must file a written notice of protest with the BLM Chief Cadastral Surveyor for Montana at the address listed in the **ADDRESSES** section of this notice. The notice of protest must identify the plat(s) of survey that the person or party wishes to protest. The notice of protest must be received in the BLM Montana State Office no later than the date described in the **DATES** section of this notice; If received after regular business hours, a notice of protest will be considered filed the next business day. A written statement of reasons in support of the protest, if not filed with the notice of protest, must be filed with the BLM Chief Cadastral Surveyor for Montana within 30 calendar days after the notice of protest is received.

If a notice of protest of the plat(s) of survey is received prior to the scheduled date of official filing or during the 10 calendar day grace period

provided in 43 CFR 4.401(a) and the delay in filing is waived, the official filing of the plat(s) of survey identified in the notice of protest will be stayed pending consideration of the protest. Upon receipt of a timely protest, and after a review of the protest, the Authorized Officer will issue a decision either dismissing or otherwise resolving the protest. A plat of survey will then be officially filed 30 days after the protest decision has been issued in accordance with 43 CFR part 4.

If a notice of protest is received after the date described in the **DATES** section of this notice and the 10-calendar-day grace period provided in 43 CFR 4.401(a), the notice of protest will be untimely, may not be considered, and may be dismissed.

Before including your address, phone number, email address, or other personal identifying information in a notice of protest or statement of reasons, you should be aware that the documents you submit—including your personal identifying information—may be made publicly available in their entirety at any time. While you can ask us to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

(Authority: 43 U.S.C. chapter 3)

**Joshua F. Alexander,**

*Chief Cadastral Surveyor for Montana.*

[FR Doc. 2022-16322 Filed 7-28-22; 8:45 am]

**BILLING CODE 4310-DN-P**

### **DEPARTMENT OF THE INTERIOR**

#### **Bureau of Land Management**

[LLMT929000-223-L14400000.BJ0000;  
MO#4500162461]

#### **Notice of Proposed Filing of Plats of Survey; South Dakota**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of proposed official filing.

**SUMMARY:** The plats of surveys for the lands described in this notice are scheduled to be officially filed 30 calendar days after the date of this publication in the BLM Montana State Office, Billings, Montana. The surveys, which were executed at the request of the United States Bureau of Reclamation, Rapid City Field Office, Rapid City, South Dakota and are necessary for the management of these lands.

**DATES:** A person or party who wishes to protest this decision must file a notice