

25 U.S.C. 1403(b)(3), except that by Order of the Red Lake Tribal Court, minors' funds may be withdrawn for damages, reparations or restitutions to victims of crime.

#### B. Programming

Twenty (20) percent of the funds remaining after expenses shall be invested by the Secretary to be used by the Red Lake Band of Chippewa Indians on a budgetary basis on programs which may include but are not limited to: tribal administration and operations, economic development, community development, tribal education programs and land acquisition.

#### C. General Provisions

The Secretary, in arranging for per capita payments to be made, shall withhold sufficient shares for individuals whose eligibility may be in question. Those shares shall be held in a separate interest bearing account pending determination of enrollment appeals. Funds not used to pay shares and pro rata interest to successful applicants shall be available for use in the programming aspect of the plan.

None of the funds distributed per capita or made available under this plan for programming shall be subject to Federal or State income taxes, nor shall such funds nor their availability be considered as income or resources nor otherwise utilized as the basis for denying or reducing the financial assistance or other benefits to which such household or member would otherwise be entitled under the Social Security Act, or except for per capita shares in excess of \$2,000 any Federal or federally assisted programs.

This notice is published in exercise of authority delegated to the Assistant Secretary—Indian Affairs under 25 U.S.C. 2 and 9 and 209 DM 8.

Dated: November 6, 1998.

**Kevin Gover,**

*Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Construction of Replacement Education Facilities

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

**ACTION:** Notice of Revised Instructions and Ranking Criteria.

**SUMMARY:** The Bureau of Indian Affairs (BIA) is announcing its intention to

revise the instructions governing the priority ranking process for construction of replacement education facilities and the criteria used in ranking applications. The revised process will not provide for new school starts nor grade level expansions, but will include application ranking criteria for facilities master plans, which can affect application point values and ranking order. The revised procedures will provide more continuity, objectivity and accountability in the priority ranking for construction of replacement education facilities; address the handling of emergency needs; and accommodate federal/tribal financial partnerships for education facilities construction projects. (Catalog of Federal Domestic Assistance Program Number: 15.062 "Replacement and Repair of Indian Schools.")

**DATES:** Comments on the proposed revisions must be received on or before December 1, 1998.

**ADDRESSES:** Direct written comments on the proposed revisions to Dr. Kenneth G. Ross, Special Assistant to the Director, Office of Indian Education Programs, 201 Third St., NW, Suite 510, Albuquerque, New Mexico 87102.

Copies of the proposed revised instructions and ranking criteria are available upon request from the BIA Office of Indian Education Programs at 1849 C Street NW, MS-3512 MIB, Washington, DC 20240 or at 201 Third St., NW, Suite 510, Albuquerque, New Mexico 87102.

The proposed revisions are also available from BIA Area and Education line offices and from the BIA Facilities Management and Construction Center, 201 Third St. NW, Suite 500, Albuquerque, New Mexico 87102.

**FOR FURTHER INFORMATION CONTACT:** Dr. Kenneth G. Ross, Special Assistant to the Director, Office of Indian Education Programs, 201 Third St. NW, Suite 510, Albuquerque, New Mexico 87102, (505) 766-3850.

**SUPPLEMENTARY INFORMATION:** This Notice is published under authority delegated by the Secretary of the Interior to the Assistant Secretary for Indian Affairs in the Departmental Manual at 209 DM 8. 25 U.S.C. 2005(c) directs the BIA to publish, in the **Federal Register**, the system used to determine priorities for school construction projects and to submit a current priority ranking for school construction projects at the time any budget request is presented to Congress. The Conference Report for the FY1992 Interior and Related Agencies Appropriation Act, House Report No. 256, 102d Cong., 1st Sess. 46 (1991), indicated that Congress desired the

Department to continue efforts to revise the priority ranking process for new school construction. The Conference Report stated that emphasis should be given to tribal consultation and to improving the objectivity of the ranking process, to providing continuity to the priority ranking list, and to providing procedures for handling emergency needs. The BIA plans to hold tribal consultation hearings on the proposed revisions. Tribes with schools under their jurisdiction and BIA-funded school boards shall receive advance, written notice of the consultation hearing schedule.

Dated: November 6, 1998.

**Kevin Gover,**

*Assistant Secretary—Indian Affairs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[NV-055-98-7122-00-8829]

#### Nevada Temporary Closure of Certain Public Lands Managed by the Bureau of Land Management, Las Vegas Field Office

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

**ACTION:** Temporary Closure of Selected Public Lands in Clark County, Nevada, during the Operation of the 1998 BEST in the DESERT TERRIBLE'S TOWN "250" off road desert race.

**SUMMARY:** The Field Office Manager of the Las Vegas Field Office announces the temporary closure of selected public lands under its administration.

This action is being taken to help ensure public safety, prevent unnecessary environmental degradation during the official permitted running of the 1998 BEST in the DESERT TERRIBLE'S TOWN "250" and to comply with provisions of the U.S. Fish and Wildlife Service's Biological Opinion for Speed Based Off-Highway Vehicle Events (1-5-95-F-237).

**DATES:** From 6:00 a.m. December 4, 1998, through 6:00 p.m. December 6, 1998, Pacific Standard Time.

**Closure Area:** As described below, an area within T. 12 S. to T. 21 S.R. 46 E. to R. 55 E.

1. The closure is from the California, Nevada border on the west side, Nevada test site boundary on the east. Town of Beatty on the north, Clark County Line on the south.

Exceptions to the closure are: State Route 160; US 95.