

for unavoidable loss of suitable upland habitat by the funding of an appropriate mitigation project through a Service-approved third party mitigation and conservation account.

Preliminary Determinations

The Service has made preliminary determinations that issuance of these incidental take permits is neither a major Federal action that will significantly affect the quality of the human environment within the meaning of section 102(2)(C) of the National Environmental Policy Act (NEPA; 42 U.S.C. 4321 *et seq.*), nor will they individually or cumulatively have more than a negligible effect on the species covered in the HCPs. The Service considers the impacts of the La Laguna Los Alamos Project on the California tiger salamander to be minor, as the project includes the permanent protection of 34 acres of suitable, high-quality habitat in a conservation easement. The Service considers the impacts of the Phillips 66 Idle Pipeline 352x4 Abandonment Project on the California tiger salamander to be minor, as the affected area is small (approximately 1.22 acres) and of low habitat quality. Therefore, based on this preliminary determination, both permits qualify for a categorical exclusion under NEPA.

Public Comments

If you wish to comment on the permit applications, draft HCPs, or associated documents, you may submit comments by one of the methods in **ADDRESSES**.

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment, including your personal identifying information, may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public view, we cannot guarantee that we will be able to do so.

Authority

We provide this notice under section 10 of the ESA (16 U.S.C. 1531 *et seq.*) and NEPA regulations (40 CFR 1506.6).

Stephen Henry,

Field Supervisor, Ventura Fish and Wildlife Office, Ventura, California.

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DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[190A2100DD/AAKC001030/
AOA501010.999900253G]

Indian Gaming; Amendment to Class III Gaming Procedures for the Mashantucket Pequot Tribe

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: The notice announces Amendments to the Mashantucket Pequot Tribe Gaming Procedures.

DATES: March 25, 2019.

FOR FURTHER INFORMATION CONTACT: Ms. Paula L. Hart, Director, Office of Indian Gaming, Office of the Deputy Assistant Secretary—Policy and Economic Development, Washington, DC 20240, (202) 219-4066.

SUPPLEMENTARY INFORMATION: Under the Indian Gaming Regulatory Act (IGRA), Public Law 100-497, 25 U.S.C. 2701 *et seq.*, upon the occurrence of certain circumstances the Secretary of the Interior (Secretary) shall issue procedures providing for the operation of Class III gaming by an Indian Tribe. On May 31, 1991, the Secretary published a Notice of Final Mashantucket Gaming Procedures (Procedures) in the **Federal Register**. See 56 FR 24996. On August 2, 2017, the Mashantucket Pequot Tribe (Tribe) submitted proposed amendments to the Tribe's Procedures (Procedures Amendments), along with resolutions of the Connecticut General Assembly, signed by the Governor, indicating the State of Connecticut's (State) support and approval of the Procedures Amendments, as well as proposed amendments to the Tribal-State Memorandum of Understanding (MOU Amendments). The Department did not approve or disapprove the proposed Procedures Amendments or MOU Amendments at that time.

After further consultations with the Tribe, the Assistant Secretary—Indian Affairs publishes this notice that on March 15, 2019, she approved the proposed amendments to the Tribe's Procedures. Additionally, on March 19, 2019, the Assistant Secretary—Indian Affairs approved the Tribal-State MOU dated January 13, 1993, as amended on April 30, 1993, and April 25, 1994, as well as the MOU Amendments submitted on August 2, 2017.

Dated: March 19, 2019.

Tara M. Sweeney,

Assistant Secretary—Indian Affairs.

[FR Doc. 2019-05683 Filed 3-21-19; 11:15 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Safety and Environmental Enforcement

[DOI-2018-0015; 19XE1700DX EECC00000
EX1EX0000.G40000]

Privacy Act of 1974; System of Records

AGENCY: Bureau of Safety and Environmental Enforcement, Interior.

ACTION: Rescinding of a system of records notice.

SUMMARY: The Department of the Interior, Bureau of Safety and Environmental Enforcement is issuing a public notice of its intent to rescind the Privacy Act system of records notice, INTERIOR/MMS-12, Lessee/Operator Training Files from its existing inventory. The Lessee/Operator Training Files system of records was managed by the former Minerals Management Service in accordance with the Well Control and Production Safety Training regulation. Under this regulation, the Minerals Management Service accredited institutions to train lessee and operator personnel and to certify that they were competent and safe to work on the Outer Continental Shelf. Revisions to the regulation in October 2000 eliminated requirements for the Minerals Management Service to accredit institutions and for those institutions to provide copies of training certificates on individuals to the Minerals Management Service. The materials associated with these eliminated requirements were the subject matter of the relevant system of records. Subsequently, upon the dissolution of the Minerals Management Service, the responsibility for this system of records was transferred to the Bureau of Safety and Environmental Enforcement, which is now formally rescinding the INTERIOR/MMS-12, Lessee/Operator Training Files system of records notice.

DATES: These changes take effect upon publication.

ADDRESSES: You may submit comments, identified by docket number [DOI-2018-0015], by any of the following methods:

- *Federal e-Rulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

AGREEMENT
BETWEEN
THE MASHANTUCKET PEQUOT TRIBE
AND
THE STATE OF CONNECTICUT

The Mashantucket Pequot Tribe (the "Tribe") is the owner and operator of a gaming facility on the Mashantucket Pequot Reservation pursuant to the Final Mashantucket Pequot Gaming Procedures, 56 Fed. Reg. 24996 (May 31, 1991) (the "Procedures") and the provisions of the Indian Gaming Regulatory Act, Pub. L. 100-497, 25 U.S.C. §§ 2701 et seq.

The State and the Tribe wish to confirm by this Agreement ("Agreement") that the enactment of any State law to authorize a business entity jointly and exclusively owned by the Mohegan Tribe of Indians of Connecticut (the "Mohegan Tribe") and the Tribe (together the "Tribes") to own and operate a commercial casino gaming facility shall not affect the rights and responsibilities of the Tribe under the Procedures or any benefits derived by any party therefrom.

1. The Tribe and the State hereby agree that a change in State law to authorize the operation of any video games of chance for any purpose by a business entity jointly and exclusively owned by the Tribes shall not terminate the moratorium established under Section 15(a) of the Procedures. Accordingly, the parties agree to modify the first sentence of Section 15(a) of the Procedures to read:

Notwithstanding the provisions of section 3(a)(ix), the Tribe shall have no authority under this Compact to conduct Class III video facsimile games as defined pursuant to section 3(a)(ix) unless and until either: (i) it is determined by agreement between the Tribe and the State, or by a court of competent jurisdiction, that by virtue of the existing laws and regulations of the State the operation of video facsimiles of games of chance would not be unlawful on the ground that the Tribe is not located in a State that permits such gaming for any purpose by any person, organization, or entity within the meaning of 25 U.S.C. §2710(d)(1)(B) (it being understood and agreed that there is a present controversy between the Tribe and the State in which the Tribe takes the position that such gaming is permitted under the existing laws of the State and the State takes the position that such gaming is not permitted under the existing laws of the State), provided that the enactment of any State law to authorize a business entity jointly and exclusively owned by the Tribe and the Mohegan Tribe of Indians of Connecticut to operate video facsimiles of games of chance shall not be deemed a law that permits such gaming for any purpose by any person, organization, or entity within the meaning of 25 U.S.C. §2710(d)(1)(B); or (ii) the existing laws or regulations of the State are amended to expressly authorize the operation of any video games of chance for any purpose by any person, organization or entity other than a business entity jointly and exclusively owned by the Tribe and the Mohegan Tribe of Indians of Connecticut.

2. The Tribe and the State hereby agree to modify Section 17(d) of the Procedures to read:

Nothing in this Compact shall be deemed to waive the right of the Tribe to request negotiations for a tribal-state compact with respect to a Class III gaming activity which is to be conducted on the Reservation but is not permitted under the provisions of this Compact, including forms of Class III gaming which were not permitted by the State for any purpose by any person, organization, or entity, other than a business entity jointly and exclusively owned by the Tribe and the Mohegan Tribe of Indians of Connecticut, at the time when this Compact was negotiated but are subsequently so permitted by the State, in accordance with 25 U.S.C. §2710(d)(3)(A); provided, however, that this sub-section shall not be deemed to authorize the Tribe to initiate a new request for negotiations regarding the terms of this Compact applicable to forms of gaming authorized by section 3(a) of this Compact, except to the extent that existing state law relating to such forms of gaming are changed, other than a change in State law permitting a business entity jointly and exclusively owned by the Tribe and the Mohegan Tribe of Indians of Connecticut to engage in such gaming, or to the extent that the State voluntarily consents to such negotiations.

3. The Tribe and the State agree to amend Section 2 of the Procedures by adding the following subsection (dd):

(dd) "Business entity jointly and exclusively owned by the Tribe and the Mohegan Tribe of Indians of Connecticut" means an entity owned exclusively by the Tribe and the Mohegan Tribe of Indians of Connecticut in which the Tribe and the Mohegan Tribe of Indians of Connecticut each maintain an equity ownership interest of not less than twenty-five (25) percent and includes any gaming services licensee engaged by such entity for the purpose of, and only to the extent such licensee is, operating video facsimile games of chance on such entity's behalf.

4. The Tribe hereby waives any defense that it may have by virtue of its sovereign immunity to enable the State to enforce, in the United States District Courts, without the need to exhaust tribal remedies, the provisions of this Agreement and to enforce, in the United States District Courts, any award of injunctive relief or damages resulting therefrom, and the Tribe further consents to the exercise of jurisdiction over such action and over the Tribe by the United States District Courts with respect to such actions.

5. This Agreement shall become effective upon the occurrence of all of the following:

- a. The Mohegan Tribe has authorized and entered into an agreement with the State in substantially the same form hereof ("Mohegan Agreement");

- b. The Tribe has adopted a tribal council resolution authorizing the execution

of this Agreement and the amendments to the Procedures therein, including the waiver of sovereign immunity set forth in paragraph 4.


c. The General Assembly of the State has approved this Agreement and the Mohegan Agreement pursuant to C.G.S. Section 3-6c; and


d. This Agreement and the Mohegan Agreement are approved or deemed approved by the United States Secretary of the Interior pursuant to the Indian Gaming Regulatory Act and its implementing regulations and notice thereof is published in the Federal Register.

6. Except as modified by this Agreement, the Procedures remain in full force and effect.

STATE OF CONNECTICUT

MASHANTUCKET PEQUOT TRIBE

By: 
Name: Dannel P. Malloy
Title: Governor of Connecticut
Date: July 20, 2017

By: 
Name: Rodney Butler
Title: Chairman
Date: 7/20/17