

local government agencies, or geographic regions.

(3) Will not have a significant adverse effect on competition, employment, investment, productivity, innovation, or the ability of United States-based enterprises to compete with foreign-based enterprises. This rule applies to the lessees operating cranes on OCS fixed platforms.

Paperwork Reduction Act (PRA) of 1995

According to the PRA, an agency may not conduct or sponsor a collection of information unless it displays a current OMB control number. Until OMB approves the collection of information and assigns a control number, you are not required to respond. In connection with the proposed rulemaking, we submitted the information collection requirements to OMB for review and approval under section 3507(d) of the PRA. OMB approved the collection and assigned OMB control number 1010-0146, with a current expiration date of September 30, 2004. The information collection requirements in these final regulations remain unchanged from those OMB approved for the proposed rule, with one exception. We reduced certain proposed record retention requirements from "life of the crane" to 4 years. Since this change will have no effect on the annual paperwork burden of the regulations, we have determined that MMS is not required to resubmit the information collection requirements in the final regulations to OMB for approval.

The title of the collection of information for this final rule is "30 CFR 250, Subpart A—Crane Requirements." Potential respondents are approximately 130 Federal OCS lessees and operators. The paperwork requirements in the final regulations are mandatory. This collection does not include proprietary information or questions of a sensitive nature. MMS will use the information to determine that crane operations are safe and that crane operators and rigger personnel meet the physical qualifications and have completed appropriate training.

Current regulations at 30 CFR 250.108(d)(2) require that lessees retain records on testing, inspection, and maintenance of cranes installed on OCS fixed platforms for 2 years, and retain records on crane operator qualifications for at least 4 years. As previously discussed, this final regulation revises the 2-year retention period to 4 years, and expands the qualification recordkeeping to include rigger personnel as well as crane operators. The final regulations also require lessees

to retain records on crane design, construction, and retrofitting for the life of the crane. MMS estimated the paperwork burden to be an additional 2 hours per respondent each year for the expanded recordkeeping requirements. OMB approved a for a total of 260 annual burden hours for this requirement.

Federalism (Executive Order 13132)

According to Executive Order 13132, this rule does not have Federalism implications. This rule does not substantially and directly affect the relationship between the Federal and State governments because it concerns the manufacturing requirements for specific equipment used in offshore oil and gas activities. The rule only affects manufacturers and users of such equipment. This rule does not impose costs on State or localities, as it only affects manufacturers and users of specific equipment used in offshore oil and gas activities.

Takings Implication Assessment (Executive Order 12630)

According to Executive Order 12630, this rule does not have significant Takings implications. A Takings Implication Assessment is not required.

Civil Justice Reform (Executive Order 12988)

According to Executive Order 12988, the Office of the Solicitor has determined that this rule does not unduly burden the judicial system and meets the requirements of sections 3(a) and 3(b)(2) of the Order.

National Environmental Policy Act (NEPA) of 1969

This rule does not constitute a major Federal action significantly affecting the quality of the human environment. A detailed statement under the NEPA is not required.

Unfunded Mandates Reform Act (UMRA) of 1995

This rule does not impose an unfunded mandate on State, local, and tribal governments or the private sector of more than \$100 million per year. The rule does not have a significant or unique effect on State, local, or tribal governments or the private sector. A statement containing the information required by the UMRA (2 U.S.C. 1531 *et seq.*) is not required.

Government-to-Government Relationship With Tribes

According to the President's memorandum of April 29, 1994, "Government-to-Government Relations

with Native American Tribal Governments" (59 FR 22951) and 512 DM 2, we have determined that there are no effects from this action on Federally-recognized Indian tribes.

List of Subjects

Continental shelf, Environmental impact statements, Environmental protection, Government contracts, Incorporation by reference, Investigations, Mineral royalties, Oil and gas development and production, Oil and gas exploration, Oil and gas reserves, Penalties, Pipelines, Public lands—mineral resources, Public lands—rights-of-way, Reporting and recordkeeping requirements, Sulphur development and production, Sulphur exploration, Surety bonds.

Dated: January 29, 2003.

Rebecca W. Watson,

Assistant Secretary, Land and Mineral Management.

For the reasons stated in the preamble, the Minerals Management Service amends 30 CFR part 250 as follows:

PART 250—OIL AND GAS AND SULPHUR OPERATIONS IN THE OUTER CONTINENTAL SHELF

1. The authority citation for part 250 continues to read as follows:

Authority: 43 U.S.C. 1331, *et seq.*

2. Section 250.108 is revised as follows:

§ 250.108 What requirements must I follow for cranes and other material-handling equipment?

(a) All cranes installed on fixed platforms must be operated in accordance with American Petroleum Institute's Recommended Practice for Operation and Maintenance of Offshore Cranes (API RP 2D), incorporated by reference as specified in 30 CFR 250.198.

(b) All cranes installed on fixed platforms must be equipped with a functional anti-two block device by March 16, 2005.

(c) If a fixed platform is installed after March 17, 2003, all cranes on the platform must meet the requirements of the American Petroleum Institute's Specification for Offshore Cranes (API Spec 2C), incorporated by reference as specified in 30 CFR 250.198.

(d) All cranes manufactured after March 17, 2003, and installed on a fixed platform, must meet the requirements of API Spec 2C, incorporated by reference as specified in 30 CFR 250.198.

(e) You must maintain records specific to a crane or the operation of a