

This notice announces the award of an additional \$202,281.00 for a total award of \$1,200,000 to the President and Fellows of Harvard College of Boston, MA, which will be used to provide financial support and technical assistance to support asthma health outcomes and environmental sampling to the Winter of 2003.

The Catalog of Federal Domestic Assistance number for this program is 14,900.

In accordance with section 102(a)(4)(C) of the Department of Housing and Urban Development Reform Act of 1989 (103 Stat. 1987, 42 U.S.C. 3545), the Department is publishing the name, address, and amount of the award as follows:

President and Fellows of Harvard College, Harvard School of Public Health, Office For Sponsored Research, 677 Huntington Avenue, Harvard, MA 02115.

*Total Amount of Grant:* \$1,200,000.

Dated: December 3, 2003.

**Joseph F. Smith,**

*Deputy Director, Office of Healthy Homes and Lead Hazard Control.*

[FR Doc. 03-31913 Filed 12-29-03; 8:45 am]

**BILLING CODE 4210-70-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Issuance of Permits

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of issuance of permits for endangered species and marine mammals.

**SUMMARY:** The following permits were issued.

**ADDRESSES:** Documents and other information submitted with these applications are available for review, subject to the requirements of the Privacy Act and Freedom of Information Act, by any party who submits a written request for a copy of such documents to:

U.S. Fish and Wildlife Service, Division of Management Authority, 4401 North Fairfax Drive, Room 700, Arlington, Virginia 22203; fax 703/358-2281.

**FOR FURTHER INFORMATION CONTACT:** Division of Management Authority, telephone 703/358-2104.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that on the dates below, as authorized by the provisions of the Endangered Species Act of 1973, *as amended* (16 U.S.C. 1531, *et seq.*), and/or the Marine Mammal Protection Act of 1972, *as amended* (16 U.S.C. 1361 *et seq.*), the Fish and Wildlife Service issued the requested permit(s) subject to certain conditions set forth therein. For each permit for an endangered species, the Service found that (1) the application was filed in good faith, (2) the granted permit would not operate to the disadvantage of the endangered species, and (3) the granted permit would be consistent with the purposes and policy set forth in section 2 of the Endangered Species Act of 1973, as amended.

## ENDANGERED SPECIES

Permit No.	Applicant	Receipt of application <b>Federal Register</b> notice	Permit issuance date
016016 ....	George Carden Circus International, Inc .....	68 FR 61011; October 24, 2003 .....	December 4, 2003.
072584 ....	Columbia University .....	68 FR 62096; October 31, 2003 .....	December 3, 2003.
072945 ....	Mitchel Kalmanson .....	68 FR 43156; July 21, 2003 .....	November 11, 2003.
072948 ....	Mitchel Kalmanson .....	68 FR 43156; July 21, 2003 .....	November 11, 2003.
073486 ....	Mitchel Kalmanson .....	68 FR 43156; July 21, 2003 .....	November 11, 2003.
077059 ....	Cincinnati Zoo .....	68 FR 58125; October 8, 2003 .....	November 17, 2003.
077372 ....	Dr. Duane M. Rumbaugh .....	68 FR 61011; October 24, 2003 .....	December 9, 2003.
077886 ....	Gary H. Tennison .....	68 FR 59811; October 17, 2003 .....	November 18, 2003.
078305 ....	Clarence E. Ellis .....	68 FR 62096; October 31, 2003 .....	December 4, 2003.
078306 ....	T. F. Lambert .....	68 FR 62096; October 31, 2003 .....	December 4, 2003.

## ENDANGERED MARINE MAMMALS AND MARINE MAMMALS

Permit No.	Applicant	Receipt of application <b>Federal Register</b> notice	Permit issuance date
049136 ....	Xavier University .....	68 FR 59811; October 17, 2003 .....	December 9, 2003.
077783 ....	Alfredo Julian .....	68 FR 59812; October 17, 2003 .....	December 4, 2003.
077954 ....	Richard G. Ferrara .....	68 FR 59812; October 17, 2003 .....	December 4, 2003.

Dated: December 12, 2003.

**Charles S. Hamilton,**

*Senior Permit Biologist, Branch of Permits, Division of Management Authority.*

[FR Doc. 03-32041 Filed 12-29-03; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### Robinson Rancheria of California Ordinance Governing the Regulation and Licensing of Liquor

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

**ACTION:** Notice.

**SUMMARY:** This notice publishes the Robinson Rancheria of California Ordinance Governing the Regulation and Licensing of Liquor on lands of the Robinson Rancheria. The ordinance

regulates and controls the sale, manufacture, and distribution of alcoholic beverages in public places on the Robinson Rancheria as the Robinson Rancheria Citizens Business Council may deem necessary.

**EFFECTIVE DATE:** This Ordinance is effective on December 30, 2003.

**FOR FURTHER INFORMATION CONTACT:** Duane T. Bird Bear, Office of Tribal Services, Bureau of Indian Affairs, 1951 Constitution Avenue, NW., MS-320-SIB, Washington, DC 20240, Telephone: (202) 513-7641.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Act of August 15, 1953, Public Law 83–277, 67 Stat. 586, 18 U.S.C. 1161, as interpreted by the Supreme Court in *Rice v. Rehner*, 463 U.S. 713 (1983), the Secretary of the Interior shall certify and publish in the **Federal Register** notice of adopted liquor ordinances for the purpose of regulating liquor transactions in Indian Country. The Business Council of the Robinson Rancheria of California, also known as the Robinson Rancheria of Pomo Indians, adopted a Liquor Ordinance on March 21, 2003. The purpose of this ordinance is to govern the sale, manufacture, and distribution of alcoholic beverages in public places on the Robinson Rancheria, California.

This notice is published in accordance with the authority delegated by the Secretary of the Interior to the Principal Deputy Assistant Secretary—Indian Affairs.

I certify that the Business Council Resolution No. 03–21–03A, enacting the “Robinson Rancheria of Pomo Indians of California Liquor Regulation and Licensing Ordinance,” was duly adopted by the Business Council of the Robinson Rancheria of Pomo Indians on March 21, 2003.

Dated: December 19, 2003.

**Aurene M. Martin,**

*Principal Deputy Assistant Secretary-Indian Affairs.*

The Robinson Rancheria of California liquor ordinance governing sale, manufacture, and distribution of alcoholic beverages in public places on the Robinson Rancheria reads as follows:

#### **Robinson Rancheria of Pomo Indians of California, California Liquor Regulation and Licensing Ordinance**

##### **Article I Declaration of Public Policy and Purpose**

*Section 1.1.* The introduction, possession and sale of liquor on the lands of the Robinson Rancheria is a matter of special concern to the Robinson Rancheria of Pomo Indians of California.

*Section 1.2.* Federal law, 18 U.S.C. 1154, 1161, currently prohibits the introduction of liquor into Indian country, except as provided therein and in accordance with State law as interpreted by the Supreme Court in *Rice v. Rehner*, 463 U.S. 713 (1983), and expressly delegates to the tribe the decision regarding when and to what extent liquor transactions shall be permitted on lands subject to the tribe’s jurisdiction.

*Section 1.3.* The Robinson Rancheria Citizens Business Council of the Robinson Rancheria of Pomo Indians of California (“RRCBC”) has the power under Article VIII(j) of the Constitution of the Robinson Rancheria to enact ordinances to safeguard and provide for the health, safety and welfare of the members of the Robinson Rancheria, and has determined that it is in the best interests of the Robinson Rancheria of Pomo Indians of California to enact a tribal ordinance governing the introduction, possession and sale of liquor on the Robinson Rancheria and which limits the purchase, distribution, and/or sale of liquor within the exterior boundaries of the Robinson Rancheria Reservation only to premises licensed and regulated by the RRCBC.

*Section 1.4.* The RRCBC finds that the sale or other commercial distribution of liquor on land owned or held in trust for individuals would be contrary to the best interests of the Robinson Rancheria of Pomo Indians of California and is therefore prohibited.

*Section 1.5.* The RRCBC finds that violations of this Ordinance would damage the Robinson Rancheria of Pomo Indians of California in an amount of five hundred dollars (\$500) per violation because of the costs of enforcement, investigation, adjudication and disposition of such violations, and that to defray the costs of enforcing this Ordinance the RRCBC may, in its discretion, impose a tax on the sale of liquor on the reservation.

Based upon the foregoing findings and determinations, the Robinson Rancheria of Pomo Indians of California, through the RRCBC, hereby ordains as follows.

##### **Article II Definitions**

As used in this title, the following words shall have the following meanings, unless the context clearly requires otherwise.

*Section 2.1.* “Alcohol” means that substance known as ethyl alcohol, hydrated oxide of ethyl, or spirit of wine which is commonly produced by the fermentation or distillation of grain, starch, molasses or sugar, or other substances including dilutions and mixtures of this substance.

*Section 2.2.* “Alcoholic Beverage” has the same meaning as the term “liquor” as defined in Article II, Section 5 of this Ordinance.

*Section 2.3.* “Bar” means any establishment with special space and accommodations for sale by the glass and for consumption on the premises, of liquor, as herein defined.

*Section 2.4.* “Beer” means any beverage obtained by the alcoholic

fermentation of an infusion or decoction of pure hops, or pure extract of hops and pure barley malt or other wholesome grain or cereal in pure water containing not more than four percent (4%) of alcohol by volume. For the purpose of this title, “beer” includes sake (Japanese rice wine), and any such beverage, including ale, stout, and porter, containing more than four percent (4%) of alcohol by weight shall be referred to as “strong beer.”

*Section 2.5.* “Liquor” means the four varieties of liquor herein defined (alcohol, spirits, wine and beer), and all fermented spirituous, vinous, or malt liquor or combinations thereof, and mixed liquor, or a part of which is fermented, spirituous, vinous, or malt liquor, or otherwise intoxicating; and every other liquid or solid or semisolid or other substance, patented or not, containing alcohol, spirits, wine or beer, and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption, and any liquid, semisolid, solid, or other substances that contains more than one percent (1%) of alcohol by weight, shall be conclusively deemed to be intoxicating.

*Section 2.6.* “Liquor Store” means any store at which liquor is sold in sealed pre-packaged form, and, for the purpose of this Ordinance, includes any store only a portion of which is devoted to the sale of liquor or beer.

*Section 2.7.* “Malt liquor” means beer, strong beer, ale, stout and porter.

*Section 2.8.* “Package” means any container or receptacle used for holding liquor.

*Section 2.9.* “Public Place” includes gaming facilities, eating facilities and commercial or community facilities of every nature which are open to and/or are generally used by the public and to which the public is permitted to have unrestricted access; public conveyances of all kinds and character; and all other places of like or similar nature to which the general public has unrestricted access or to which the general public has been invited, and which generally are used by the public.

*Section 2.10.* “Sale” and “Sell” means any exchange, barter, and/or traffic in liquor; and also includes the selling of or supplying or distributing, by any means whatsoever, of liquor, or of any liquid known or described as beer or by any name whatsoever commonly used to describe malt or brewed liquor, or of wine, by any person to any person. “Sale” and “Sell” includes conditional sales contracts, leases with options to purchase, and any other contract under which possession of property is given to the purchaser, buyer or consumer, but title is retained by the vendor, retailer,

manufacturer or wholesaler as security for payment of the purchase price. Specifically included is any transaction whereby, for any consideration, title or possession of alcoholic beverages is transferred from one person or entity to another, and includes the delivery of alcoholic beverages pursuant to an order placed for such beverages, or soliciting or receiving such beverages. "Sale" or "Sell" does not include the gift of alcoholic beverages among family members or personal acquaintances in non-commercial circumstances.

**Section 2.11. "Spirits"** means any beverage, which contains alcohol obtained by distillation, including wines exceeding seventeen percent (17%) of alcohol by weight.

**Section 2.12. "RRCBC"** means the Robinson Rancheria Citizens Business Council as defined in Article IV of the Constitution of the Robinson Rancheria of Pomo Indians of California.

**Section 2.13. "Tribal Council"** means the enrolled membership of the Robinson Rancheria eighteen years of age or older.

**Section 2.14. "Tribal Land"** means any land within or without the exterior boundaries of the Robinson Rancheria that is held in trust by the United States for the Robinson Rancheria of Pomo Indians of California.

**Section 2.15. "Wine"** means any alcoholic beverage obtained by fermentation of any fruits (grapes, berries, apples, etc.), or fruit juice and containing not more than seventeen percent (17%) of alcohol by weight, including sweet wines fortified with wine spirits, such as port, sherry, muscatel and angelica, not exceeding seventeen percent (17%) of alcohol by weight.

### Article III Powers of Enforcement

**Section 3.1.** The RRCBC, in furtherance of this Ordinance, shall have the following powers and duties:

(a) To publish and enforce such rules and regulations governing the sale, manufacture and distribution of alcoholic beverages in public places on the Robinson Rancheria as the RRCBC may deem necessary;

(b) To employ managers, accountants, security personnel, inspectors and such other persons as shall be reasonably necessary to allow the RRCBC to perform its functions under this Ordinance.

(c) To issue licenses permitting the sale, manufacture and/or distribution of liquor on the Robinson Rancheria;

(d) To hold hearings on violations of this Ordinance or for the issuance or revocation of licenses hereunder;

(e) To bring suit in any court of competent jurisdiction to enforce this Ordinance as the RRCBC determines is necessary;

(f) To determine and seek damages for violation of this Ordinance;

(g) To make reports to the Tribal Council at least semi-annually concerning the implementation of this Ordinance;

(h) To set, levy and collect sales taxes and fees on liquor distribution, sales and/or consumption in commercial premises, and the issuance of liquor licenses, and to keep accurate records, books and accounts of such taxes and fees and expenditures therefrom; and

(i) To exercise such other powers as the RRCBC may determine by duly-enacted resolution may be necessary to implement this Ordinance and accomplish its purposes.

**Section 3.2 Limitation on Powers.** In the exercise of its powers and duties under this Ordinance, the RRCBC and its individual members and staff shall not:

(a) Accept any gratuity, compensation or other thing of value from any liquor wholesaler, retailer or distributor, or from any licensee; or

(b) Waive the immunity of the Robinson Rancheria of Pomo Indians of California from suit without the express and separate consent of the RRCBC.

**Section 3.3 Inspection Rights.** The public places on or within which liquor is sold, distributed or consumed shall be open for inspection by the RRCBC at all reasonable times for the purposes of ascertaining compliance with this Ordinance and other regulations promulgated pursuant thereto. The RRCBC may delegate all or part of its inspection authority to the Robinson Rancheria Gaming Commission or other subordinate tribal entity or agency, or may contract with third parties for this purpose.

### Article IV Sale of Liquor

**Section 4.1 License Required.** No sales of alcoholic beverages shall be made on or within the exterior boundaries of the Robinson Rancheria or other Tribal Land as defined in this Ordinance, except at a business duly licensed by the RRCBC.

**Section 4.2 Sales for Cash.** All liquor sales on the Robinson Rancheria or other Tribal Land shall be on a cash-only basis, and no credit shall be extended to any person, organization or entity in connection with any such sales, except that this provision does not prevent the payment for purchases with the use of cashier's or personal checks, money orders, payroll checks, or debit cards or credit cards issued by any

federally-or state-regulated financial institution.

**Section 4.3 Sale for Personal Consumption.** Except as may be specifically licensed by the RRCBC, all retail sales of liquor shall be for the personal use and consumption of the purchaser or members of the purchaser's household, including guests, who are over the age of twenty-one (21). Resale of any alcoholic beverage purchased within the exterior boundaries of the Reservation or other Tribal Land is prohibited. Any person who is not licensed pursuant to this Ordinance who purchases an alcoholic beverage within the boundaries of the Reservation or Tribal Land, and re-sells it, whether in the original container or not, shall be guilty of a violation of this Ordinance and shall be subjected to exclusion from the Reservation or other Tribal Land or liability for money damages of up to five hundred dollars (\$500), or both, as determined by the RRCBC after giving the alleged violator due notice and an opportunity to be heard concerning the fact of the alleged violation and the appropriateness of any penalty.

### Article V Licensing

**Section 5.1 Procedure.** In order to control the proliferation of establishments on the Reservation that sell or provide liquor by the bottle or by the drink, all persons or entities that desire to sell liquor within the exterior boundaries of the Robinson Rancheria or on other Tribal Land must apply to the RRCBC for a license to sell or provide liquor; provided, however, that no license is necessary to provide liquor for non-commercial purposes within a private single-family residence on the Reservation for which no money is requested or paid.

**Section 5.2 State Licensing.** No person shall be allowed or permitted to sell or provide liquor on the Robinson Rancheria if s/he does not also have a license from the State of California to sell or provide such liquor. If such license from the State is revoked or suspended, the Tribal license shall automatically be revoked or suspended as well.

**Section 5.3 Application.** Any person applying for a license to sell or provide liquor on the Robinson Rancheria shall complete and submit an application provided for this purpose by the RRCBC, and pay such application fee as may be set from time to time by the RRCBC for this purpose. Incomplete applications will not be considered.

**Section 5.4 Issuance of License.** The RRCBC may issue a license if it believes that the issuance of such license would

be in the best interest of the Robinson Rancheria of Pomo Indians of California, the residents of the Robinson Rancheria and the surrounding community. Licensure is a privilege, not a right, and the decision to issue any license rests in the sole discretion of the RRCBC.

**Section 5.5 Duration of License.** Each license may be issued for a period not to exceed two (2) years from the date of issuance.

**Section 5.6 Renewal of License.** A licensee may renew its license if it has complied in full with this Ordinance and has maintained its licensure with the State of California; however, the RRCBC may refuse to renew a license if it finds that doing so would not be in the best interests of the health and safety of the members of the Robinson Rancheria of Pomo Indians of California.

**Section 5.7 Suspension or Revocation of License.** The RRCBC may suspend or revoke a license for reasonable cause upon notice and hearing at which the licensee shall be given an opportunity to respond to any charges against it and to demonstrate why the license should not be suspended or revoked. The licensee shall have the burden of going forward and proving by a preponderance of the evidence that the RRCBC should not suspend or revoke the license.

**Section 5.8 Transferability of Licenses.** Licenses issued by the RRCBC shall not be transferable and may only be utilized by the persons or entities in whose name issued.

## Article VI Taxes

**Section 6.1 Sales Tax.** There is hereby levied and shall be collected a tax on each retail sale of alcoholic beverages on the Reservation in the amount of one percent (1%) of the retail sales price. The tax imposed by this section shall apply to all retail sales of liquor on the Reservation, and to the extent permitted by law shall preempt any tax imposed on such liquor sales by the State of California.

**Section 6.2 Payment of Taxes to the Tribe.** All taxes from the sale of alcoholic beverages to the Robinson Rancheria shall be paid over to the General Treasury of the Robinson Rancheria of Pomo Indians of California and be subject to the distribution by the RRCBC in accordance with its usual appropriation procedures for essential governmental and social services, including operation of the RRCBC and administration of this Ordinance.

**Section 6.3 Taxes Due.** All taxes upon the sale of alcoholic beverages on the Reservation are due on the first day of the month following the end of the calendar quarter for which the taxes are

due. Past due taxes shall accrue interest at eighteen percent (18%) per annum.

**Section 6.4 Reports.** Along with payment of the taxes imposed herein, the taxpayer shall submit an accounting for the quarter of all income from the sale or distribution of said beverages as well as for the taxes collected.

**Section 6.5 Audit.** As a condition of obtaining a license, the licensee must agree to the review or audit of its books and records relating to the sale of alcoholic beverages on the Reservation. Said review or audit may be done periodically by the RRCBC through its agents or employees whenever in the discretion of the RRCBC such a review is necessary to verify the accuracy of reports.

## Article VII Rules, Regulations and Enforcement

**Section 7.1.** In any proceeding under this title, proof of one unlawful sale or distribution of liquor shall suffice to establish *prima facie* intent or purpose of unlawfully keeping liquor for sale, selling liquor or distributing liquor in violation of this title.

**Section 7.2.** Any person who shall sell or offer for sale or distribute or transport in any manner any liquor in violation of this Ordinance, or who shall operate or shall have liquor in his/her possession without a license required by this Ordinance, shall be guilty of a violation of this Ordinance and subject to civil damages assessed by the RRCBC. Nothing in this Ordinance shall apply to the possession or transportation of any quantity of liquor by members of the Robinson Rancheria of Pomo Indians of California for their personal or other non-commercial use, and the possession, transportation, sale, consumption or other disposition of liquor outside public places on the Robinson Rancheria shall be governed solely by the laws of the State of California.

**Section 7.3.** Any person within the boundaries of the Robinson Rancheria who, in a public place, buys liquor from any person other than at a properly-licensed facility shall be guilty of a violation of this Ordinance.

**Section 7.4.** Any person who sells liquor to a person apparently under the influence of liquor shall be guilty of a violation of this Ordinance.

**Section 7.5.** No person under the age of twenty-one (21) years shall consume, acquire or have in his/her possession any alcoholic beverages. Any person violating this section in a public place shall be guilty of a separate violation of this Ordinance for each and every drink so consumed.

**Section 7.6.** Any person who, in a public place, shall sell or provide any liquor to any person under the age of twenty-one (21) years shall be guilty of a violation of this Ordinance for each such sale or drink provided.

**Section 7.7.** Any person guilty of a violation of this Ordinance shall be liable to pay the Robinson Rancheria of Pomo Indians of California the amount of five hundred dollars (\$500) per violation as civil damages to defray the Tribe's cost of enforcement of this Ordinance. The amount of such damages in each case shall be determined by the RRCBC based upon a preponderance of the evidence available to the RRCBC after the person alleged to have violated this Ordinance has been given due notice and an opportunity to respond to such allegations.

**Section 7.8.** Whenever it reasonably appears to a licensed purveyor of liquor that a person seeking to purchase liquor is under the age of twenty-seven (27) years, the prospective purchaser shall be required to present any one of the following officially-issued cards of identification which shows his/her correct age and bears his/her signature and photograph:

(a) Driver's license of any state or identification card issued by any state Department of Motor Vehicles;

(b) United States Active Duty Military;

(c) Passport; or

(d) Gaming license, work permit or other identification issued by the RRCBC, if said license, permit or identification contains the bearer's correct age, signature and photograph.

## Article VIII Abatement

**Section 8.1.** Any public place where liquor is sold, manufactured, bartered, exchanged, given away, furnished, or otherwise disposed of in violation of the provisions of this Ordinance, and all property kept in and used in maintaining such place, is hereby declared to be a public nuisance.

**Section 8.2.** The Tribal Chairperson, upon authorization by a majority of the RRCBC, or, if he/she fails to do so, a majority of the Tribal Council acting at a duly-called meeting at which a quorum is present, shall direct the tribal department of public safety or equivalent department of the tribal government to abate any such nuisance. If necessary, the RRCBC shall be authorized to institute and maintain an action in a court of competent jurisdiction in the name of the Robinson Rancheria of Pomo Indians of California to abate and perpetually enjoin any nuisance declared under this title. Upon establishment that probable cause exists

to find that a nuisance exists, restraining orders, temporary injunctions and permanent injunctions may be granted in the cause as in other injunction proceedings, and upon final judgment against the defendant the court may also order the room, structure or place closed for a period of one (1) year or until the owner, lessee, tenant or occupant thereof shall give bond of sufficient sum of not less than twenty-five thousand dollars (\$25,000) payable to the Robinson Rancheria of Pomo Indians of California and conditioned that liquor will not be thereafter manufactured, kept, sold, bartered, exchanged, given away, furnished or otherwise disposed of therein in violation of the provision of this Ordinance or of any other applicable tribal law, and that s/he will pay all fines, costs and damages assessed against him/her for any violation of this Ordinance or other Tribal laws. If any conditions of the bond should be violated, the whole amount may be recovered for the use of the Robinson Rancheria of Pomo Indians of California.

**Section 8.3.** In all cases where any person has been found responsible for a violation of this Ordinance relating to manufacture, importation, transportation, possession, distribution and sale of liquor, an action may be brought in a court of competent jurisdiction to abate as a public nuisance the use of any real estate or other property involved in the violation of this Ordinance, and proof of violation of this Ordinance shall be *prima facie* evidence that the room, house, building, vehicle, structure, or place against which such action is brought, is a public nuisance. Unless a tribal court has been established or designated by contract at the time any such action is to be filed, the RRCBC shall sit as the tribal court for the purpose of ordering the abatement of such nuisance.

#### Article IX Profits

**Section 9.1.** The gross proceeds collected by the RRCBC from all licensing of the sale of alcoholic

beverages on the Robinson Rancheria, and from proceedings involving violations of this Ordinance, shall be distributed as follows:

- (a) First, for the payment of all necessary personnel, administrative costs, and legal fees incurred in the enforcement of this Ordinance; and
- (b) Second, the remainder shall be turned over to the General Fund of the Robinson Rancheria of Pomo Indians of California and expended by the RRCBC for governmental services and programs on the Robinson Rancheria.

#### Article X Severability and Effective Date

**Section 10.1.** If any provision or application of this Ordinance is determined by judicial review to be invalid, such adjudication shall not be held to render ineffectual the remaining portions of this title, or to render such provisions inapplicable to other persons or circumstances.

**Section 10.2.** This Ordinance shall be effective on such date as the Secretary of the Interior certifies this Ordinance and publishes the same in the **Federal Register**.

**Section 10.3.** Any and all prior enactments of the Robinson Rancheria of Pomo Indians of California that are inconsistent with the provisions of this Ordinance are hereby rescinded and repealed.

**Section 10.4.** All acts and transactions under this Ordinance shall be in conformity with the laws of the State of California as that term is used in 18 U.S.C. 1154, but only to the extent required by the laws of the United States.

#### Article XI Amendment

This Ordinance may only be amended by majority vote of the RRCBC attending a duly-noticed meeting at which a quorum is present.

#### Article XII Certification and Effective Date

This Ordinance was passed at a duly-held, noticed and convened meeting of

the Robinson Rancheria Citizens Business Council at which a quorum of at least four (4) members was present, by a vote of 3 for, 0 against and 0 abstaining, on the 21st day of March 2003, as certified and attested to by the Chairperson and Secretary-Treasurer of the Robinson Rancheria of Pomo Indians of California and shall be effective upon approval by the Secretary of the Interior or his designee as provided by Federal law.

Clara Wilson,  
Chairperson.

Nicholas Medina,  
Secretary-Treasurer.

[FR Doc. 03-32042 Filed 12-29-03; 8:45 am]

BILLING CODE 4310-45-P

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### Concession Contracts

**AGENCY:** National Park Service, Interior.

**ACTION:** Public Notice.

**SUMMARY:** Pursuant to 36 CFR 51.23, public notice is hereby given that the National Park Service proposes to extend the following expiring concession contracts for a period of up to one year, or until such time as a new contract is executed, whichever occurs sooner.

**SUPPLEMENTARY INFORMATION:** All of the listed concession authorizations will expire by their terms on or before December 31, 2003. The National Park Service has determined that the proposed short-term extensions are necessary in order to avoid interruption of visitor services and has taken all reasonable and appropriate steps to consider alternatives to avoid such interruption. These extensions will allow the National Park Service to complete and issue prospectuses leading to the competitive selection of concessioners for new long-term concession contracts covering these operations.

Conc ID No.	Concessioner name	Park
NACE003 .....	Buzzard Point Boatyard .....	National Capital Parks-East.
CHOH001 .....	Fletcher's Boat House, Inc .....	Chesapeake & Ohio Canal NHP.
ROCR003 .....	Golf Course Specialists, Inc .....	Rock Creek Park.
PRWI001 .....	Prince William Travel Trailer Village, Inc .....	Prince William Forest Park.
CHOH002 .....	Swain's Lock .....	Chesapeake & Ohio Canal NHP
NACC006 .....	Thanh Van Vo and Hung Thi Nguyen .....	National Capital Parks-Central.
NACC009 .....	Thanh Van Vo and Hung Thi Nguyen .....	National Capital Parks-Central.