

§ 291.34 Criminal penalties.

(a) A person who knowingly violates or counsels, procures, solicits, or employs another person to violate § 291.27 shall, upon conviction, be fined in accordance with Title 18, United States Code, or imprisoned not more than 5 years, or both; but if the sum of the commercial and paleontological value of the paleontological resources involved and the cost of restoration and repair of such resources does not exceed \$500, such person shall be fined in accordance with Title 18, United States Code, or imprisoned not more than 2 years, or both.

(b) Paleontological and commercial values and the cost of restoration and repair are determined under §§ 291.37 through 39 of this Part.

§ 291.35 Multiple offenses.

In the case of subsequent or repeat violations by the same person, the amount of the monetary penalty assessed may be doubled.

§ 291.36 General exception.

The provisions in §§ 291.28 through 35 do not apply to any person with respect to any paleontological resource which was in the lawful possession of such person prior to the date of enactment of the Act.

§ 291.37 Scientific or paleontological value.

The scientific value of any paleontological resource involved in a violation of the prohibitions contained in this Part or conditions of a permit issued pursuant to this Part shall be the value of the information associated with the paleontological resource. The term "scientific value" can be used interchangeably with the term "paleontological value." This value shall be determined in terms of the costs of the retrieval of the scientific and educational information which would have been obtainable prior to the violation. These costs may include, but need not be limited to, the cost of preparing a research design, conducting field work, carrying out laboratory analysis, and preparing reports or educational materials or displays as would be necessary to realize the information potential.

§ 291.38 Fair market or commercial value.

The fair market value of any paleontological resource involved in a violation of the prohibitions contained in this Part or conditions of a permit issued pursuant to this Part shall be the commercial value of the resources, determined using the condition of the paleontological resource prior to the

violation, to the extent that its prior condition can be ascertained. The term "fair market value" can be used interchangeably with the term "commercial value." Fair market value of paleontological resources can be established through the use of comparable sales or pricing information, advertisements for comparable resources, appraisals, or other information on legal or illegal markets.

§ 291.39 Cost of response, restoration, and repair.

The cost of response, restoration, and repair of paleontological resources involved in a violation of prohibitions contained in this Part or conditions of a permit issued pursuant to this Part, shall be the sum of the costs incurred for response, investigation, assessment, emergency restoration, or repair work, plus those costs projected to be necessary to complete restoration and repair, which may include but need not be limited to the costs of:

- (a) Reconstruction of the paleontological resource;
- (b) Stabilization and/or salvage of the paleontological resource;
- (c) Ground contour reconstruction and surface stabilization;
- (d) Research necessary to carry out reconstruction or stabilization;
- (e) Physical barriers or other protective devices or signs, necessitated by the disturbance of the paleontological resource, to protect it from further disturbance;
- (f) Examination and analysis of the paleontological resource including recording remaining paleontological information, where necessitated by disturbance, in order to salvage remaining values which cannot be otherwise conserved;
- (g) Storage, preparation, and curation;
- (h) Site monitoring; and
- (i) Preparation of reports relating to any of the above activities.

§ 291.40 Rewards.

(a) The authorized officer may, at his or her discretion, pay from penalties collected under §§ 291.28 through 36, or from appropriated funds, an amount up to half of the penalties collected to any person who furnishes information which leads to a finding of the civil violation(s) or to the criminal conviction(s).

(b) If several persons provided the information, the amount may be divided at the discretion of the authorized officer among the persons.

(c) No officer or employee of the United States or of any State or local government who furnishes information or renders service in the performance of

their official duties shall be eligible for payment.

§ 291.41 Forfeiture.

(a) *Forfeiture.* All paleontological resources with respect to which a violation under §§ 291.28 through 36 occurred and which are in the possession of any person, are subject to forfeiture proceedings. All forfeitures will be initiated pursuant to cooperative agreements with agencies having law enforcement authority and forfeiture regulations in place.

(b) *Transfer of Administration of Forfeited Resources.* The administration of forfeited resources may be transferred to Federal or non-Federal institutions to be used for scientific or educational purposes, in furtherance of the purposes of the Act.

Dated: May 15, 2013.

Mary Wagner,

Associate Chief, Forest Service.

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ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

36 CFR Part 1192

[Docket No. ATBCB-2013-0001]

RIN 3014-AA40

Rail Vehicles Access Advisory Committee

AGENCY: Architectural and Transportation Barriers Compliance Board.

ACTION: Notice of establishment; appointment of members.

SUMMARY: We, the Architectural and Transportation Barriers Compliance Board (Access Board), have decided to establish an advisory committee to advise us on revising and updating our accessibility guidelines for transportation vehicles that operate on fixed guideway systems (e.g., rapid rail, light rail, commuter rail, intercity rail, and high speed rail).

DATES: A notice of the first meeting will be published in the **Federal Register** after consulting with the committee members.

ADDRESSES: Committee meetings will be held at the Access Board's conference room, 1331 F Street NW., Suite 800, Washington, DC 20004.

FOR FURTHER INFORMATION CONTACT: Paul Beatty, Office of Technical and Information Services, Architectural and Transportation Barriers Compliance

Board, 1331 F Street NW., Suite 1000, Washington, DC 20004-1111. Telephone: (202) 272-0012 (Voice) or (202) 272-0072 (TTY). Email address: rvaac@access-board.gov.

SUPPLEMENTARY INFORMATION: In this notice, “we,” “us” and “our” refer to the Architectural and Transportation Barriers Compliance Board (Access Board).

In February 2013, we published a notice of intent to establish an advisory committee to make recommendations to the Board on matters associated with revising and updating our accessibility guidelines issued pursuant to the Americans with Disabilities Act for transportation vehicles that operate on fixed guideway systems (e.g., rapid rail, light rail, commuter rail, intercity rail, and high speed rail). See 78 FR 10581 (February 14, 2013).

For the reasons stated in the notice of intent, we have determined that establishing the Rail Vehicles Access Advisory Committee (committee) is necessary and in the public interest. We have appointed the following 23 organizations as members to the Committee:

- Alstom Transportation
- American Council of the Blind
- Association of Programs for Rural Independent Living
- Bombardier Transportation
- California Department of Transportation, Division of Rail
- Center for Inclusive Design and Environmental Access
- Community Transportation Association of America
- Disability Rights Education & Defense Fund
- Hearing Access Program
- International Centre for Accessible Transportation
- Maryland Transit Administration
- Metra & Northeast Illinois Regional Commuter Railroad Corporation
- National Association of the Deaf
- National Association of Railroad Passengers
- National Council on Independent Living
- National Disability Rights Network
- National Railroad Passenger Corporation (Amtrak)
- Parsons Brinckerhoff
- RailPlan International
- Ricon Corporation
- South West Transit Association
- Talgo, Inc.
- United Spinal Association

The Federal Railroad Administration will serve as an ex officio member.

We regret being unable to accommodate all requests for membership on the committee. It was

necessary to limit membership to maintain balance among members representing different interests such as transportation vehicle manufacturers, transportation providers which operate fixed guideway systems, disability organizations, and other stakeholder organizations affected by the guidelines. The committee membership identified above provides representation for the interests affected by the issues to be discussed.

Additional committee members may be added to achieve balance of points of view among committee membership. Additional committee members may only be added during the first meeting of the committee. A three-quarters vote of the committee and concurrence by the Chairperson of the Access Board is required.

A notice of the first meeting dates will be published in the **Federal Register** after consulting with the committee members. Decisions with respect to future meetings will be made at the first meeting and from time to time thereafter. Meetings will be held at the Access Board’s offices, 1331 F Street NW., Suite 800, Washington, DC 20004.

Committee meetings will be open to the public and interested persons can attend the meetings and communicate their views. Members of the public will have opportunities to address the committee on issues of interest to them during public comment periods scheduled on each day of the meeting. Members of groups or individuals who are not members of the committee may also have the opportunity to participate in subcommittees of the committee if subcommittees are formed.

The meetings will be accessible to persons with disabilities. An assistive listening system, Communication Access Realtime Translation (CART), and sign language interpreters will be provided. Persons attending the meetings are requested to refrain from using perfume, cologne, and other fragrances for the comfort of other participants (see www.access-board.gov/about/policies/fragrance.htm for more information).

Karen L. Braitmayer,
Chair.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R05-OAR-2012-0540; FRL-9805-4]

Approval and Promulgation of Air Quality Implementation Plans; Illinois; Air Quality Standards Revision

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing to approve a revision to the Illinois State Implementation Plan (SIP) to reflect current national ambient air quality standards (NAAQS) for ozone, lead, and particulate matter. EPA is proposing to approve a revision to add new incorporations by reference associated with current ozone, lead, and particulate matter NAAQS into the Illinois SIP. EPA is also proposing to approve revisions that amend typographical errors in the Illinois SIP.

DATES: Comments must be received on or before June 24, 2013.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-R05-OAR-2012-0540, by one of the following methods:

1. www.regulations.gov: Follow the on-line instructions for submitting comments.
2. *Email:* blakley.pamela@epa.gov.
3. *Fax:* (312) 692-2450.
4. *Mail:* Pamela Blakley, Chief, Control Strategies Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604.
5. *Hand Delivery:* Pamela Blakley, Chief, Control Strategies Section, Air Programs Branch (AR-18J), U.S. Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604. Such deliveries are only accepted during the Regional Office normal hours of operation, and special arrangements should be made for deliveries of boxed information. The Regional Office official hours of business are Monday through Friday, 8:30 a.m. to 4:30 p.m., excluding Federal holidays.

Please see the direct final rule which is located in the Rules section of this **Federal Register** for detailed instructions on how to submit comments.

FOR FURTHER INFORMATION CONTACT: Anthony Maietta, Environmental Protection Specialist, Control Strategies Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard,