

the award, the maximum dollar amount of allocable indirect costs for which DOC will reimburse the recipient shall be the lesser of (a) the line item amount for the Federal share of indirect costs contained in the approved budget of the award or (b) the Federal share of the total allocable indirect costs of the award based on the indirect cost rate approved by a cognizant or oversight Federal agency and current at the time the cost was incurred, provided the rate is approved on or before the award end date.

(10) *Application forms and kit.* For complete information on application forms for the CSCOR/COP, see the COP General Grant Administration Terms and Conditions annual Document in the **Federal Register** (66 FR 63019, December 4, 2001) at the CSCOR/COP home page, and the information given under *Required Elements*, (6) Budget of this Part.

(11) *Project funding priorities.* For description of project funding priorities, see the COP General Grant Administration Terms and Conditions annual notification in the **Federal Register** (66 FR 63019, December 4, 2001) and at the CSCOR/COP home page.

(12) *Evaluation criteria.* For complete information on evaluation criteria, see the COP General Grant Administration Terms and Conditions annual Document in the **Federal Register** (66 FR 63019, December 4, 2001) and at the CSCOR/COP home page.

(13) *Selection procedures.* For complete information on selection procedures, see the COP General Grant Administration Terms and Conditions annual Document in the **Federal Register** (66 FR 63019, December 4, 2001) and at the CSCOR/COP home page. All proposals received under this specific Document will be evaluated and ranked individually in accordance with the assigned weights of the above evaluation criteria by independent peer mail review and/or panel review.

(14) *Other requirements.* (a) For a complete description of other requirements, see the COP General Grant Administration Terms and Conditions annual Document in the **Federal Register** (66 FR 63019, December 4, 2001) and at the CSCOR/COP home page. NOAA has specific requirements that environmental data be submitted to the National Oceanographic Data Center (see section 16 below).

(b) The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** (66 FR 49917, October 1, 2001) are applicable

to this solicitation. However, please note that the Department of Commerce will not implement the requirements of Executive Order 13202 (66 FR 49921), pursuant to guidance issued by the Office of Management and Budget in light of a court opinion which found that the Executive Order was not legally authorized. See *Building and Construction Trades Department v. Allbaugh*, 172 F. Supp. 2d 138 (D.D.C. 2001). This decision is currently on appeal. When the case has been finally resolved, the Department will provide further information on implementation of Executive Order 13202.

(c) Please note that NOAA is developing a policy on internal overhead charges; NOAA scientists considering submission of proposals should contact the appropriate CSCOR/COP Program Manager for the latest information.

(15) *Intergovernmental review.* Applications under this program are not subject to Executive Order 12372, "Intergovernmental Review of Federal Programs." It has been determined that this notice is not significant for purposes of Executive Order 12866. Pursuant to 5 U.S.C. 553(a)(2), an opportunity for public notice and comment is not required for this notice relating to grants, benefits, and contracts. Because this notice is exempt from the notice and comment provisions of the Administrative Procedure Act, a Regulatory Flexibility Analysis is not required, and none has been prepared. It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

(16) *Data archiving.* Any data collected in projects supported by CSCOR/COP must be delivered to a National Data Center (NDC), such as the National Oceanographic Data Center (NODC), in a format to be determined by the institution, the NODC, and the Program Officer. It is the responsibility of the institution for the delivery of these data; the DOC will not provide additional support for delivery beyond the award. Additionally, all biological cultures established, molecular probes developed, genetic sequences identified, mathematical models constructed, or other resulting information products established through support provided by CSCOR/COP are encouraged to be made available to the general research community at no or modest handling charge (to be determined by the institution, Program Officer, and DOC).

(17) This notification involves collection-of-information requirements subject to the Paperwork Reduction Act. The use of Standard Forms 424, 424A,

424B, and SF-LLL has been approved by the Office of Management and Budget (OMB) under control numbers 0348-0043, 0348-0044, 0348-0040 and 0348-0046.

The following requirements have been approved by OMB under control number 0648-0384: a Summary Proposal Budget Form (30 minutes per response), a Project Summary Form (30 minutes per response), a standardized format for the Annual Performance Report (5 hours per response), a standardized format for the Final Report (10 hours per response) and the submission of up to 20 copies of proposals (10 minutes per response). The response estimates include the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Leslie.McDonald@noaa.gov. Copies of these forms and formats can be found on the CSCOR/COP home page under Grants Information sections, Parts D and F.

Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection displays a currently valid OMB control number

Dated: May 22, 2002.

**Jamison S. Hawkins,**

*Deputy Assistant Administrator for Ocean Services and Coastal Zone Management.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 050802F]

### Endangered Species; Permits 1316, 1231 and 1033

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Issuance of permit modifications no. 1316, 1231 and 1033.

**SUMMARY:** Notice is hereby given that permit modifications have been issued to take ESA-listed species for purposes of scientific research.

**ADDRESSES:** The permit and related documents are available for review upon written request or by appointment in the following office(s):

Permits, Conservation and Education Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301)713-2289; fax (301)713-0376.

**FOR FURTHER INFORMATION CONTACT:**

Lillian Becker or Ruth Johnson, (301)713-2289).

**SUPPLEMENTARY INFORMATION:** The requested permits have been issued under the authority of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*) and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-226).

**Modifications**

Modification no. 2 to permit no. 1033 issued to Mr. David Nelson, Department of the Army, Engineer Research and Development Center, Corps of Engineers, Environmental Laboratory, Waterways Experiment Station, 3909 Halls Ferry Road, Vicksburg, Mississippi 39180-6199, to extend the expiration date to December 31, 2002;

Modification no. 1 to permit no. 1316 issued to Dr. Jeff Schmid, The Conservancy of Southwest Florida, 1450 Merrihue Drive, Naples, FL 34102, to allow attachment of time-depth recorders to the radio and sonic tags already being placed on 20 juvenile Kemp's ridley sea turtles.

Modification no. 2 to permit no. 1231 issued to Llewellyn M. Ehrhart, Dept of Biological Science, University of Central Florida, P.O. Box 162368, Orlando, FL 32816, to allow attachment of satellite tags to no more than 20 large juvenile green turtles in the Indian River Lagoon and the nearby reef system between McLarty Museum and Ambersand Beach.

Issuance of the permit and modifications, as required by the ESA, was based on a finding that such actions (1) were applied for in good faith, (2) will not operate to the disadvantage of the endangered species which is the subject of this permit, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: May 29, 2002.

**Eugene T. Nitta,**

*Acting Chief, Permits, Conservation and Education Division, Office of Protected Resources, National Marine Fisheries Service.*

[FR Doc. 02-14068 Filed 6-4-02; 8:45 am]

**BILLING CODE 3510-22-S**

**DEPARTMENT OF DEFENSE**

**Department of the Army**

**Final Environmental Impact Statement (FEIS) for Enhanced Training and Operations at the National Guard Training Center (NGTC)—Fort Indiantown Gap (FTIG), PA**

**AGENCY:** National Guard Bureau (NGB), Department of the Army, DoD.

**ACTION:** Notice of availability.

**SUMMARY:** The Pennsylvania Army National Guard (PAARNG) and the Pennsylvania Air National Guard (PAANG) have formulated long-range plans to ensure the continued and long-term viability of FTIG as a National Guard Training Center. The proposed plan, a total of 11 actions comprised of 42 component projects, is proposed for the specific purposes and needs set forth in the FEIS. These proposed actions consist of the construction or improvement of the following projects: (1) Tracked Vehicle Training Complex, (2) Ammunition Supply Point Facility, (3) Artillery Training Support Facility, (4) Multi-Purpose Training Range Facility, (5) NGTC-FTIG Garrison Facility, (6) Wastewater Treatment Plant and Collection System, (7) Muir Army Airfield Complex, (8) Air Guard Station Facilities, (9) Air-to-Ground Range Control Compound, (10) Regional Equipment Operator Training School, and (11) the implementation of the Integrated Natural Resources Management Plan. Each of the proposed actions have been determined to be necessary to allow the PAARNG and PAANG to continue to utilize the training site to support on-going military and civilian missions. By implementing each of these actions, NGTC-FTIG will continue to provide training and support facilities necessary to ensure its long-term viability, sustainability, and value as a major NGB training site.

**DATES:** The review period for the FEIS will end 30 days after publication of the NOA in the **Federal Register** by the U.S. Environmental Protection Agency.

**ADDRESSES:** Written comments or materials should be forwarded to Captain Geoffrey Lincoln, NGTC-FTIG EIS Project Officer, NGTC-FTIG, Environmental Section, 1119 Utility Road, Annville, Pennsylvania 17003-5002 or Lieutenant Colonel Christopher Cleaver, NGTC-FTIG Public Affairs Officer (PAO), PADMVA Headquarters, Building 0-47, Annville, Pennsylvania 17003-5002.

**FOR FURTHER INFORMATION CONTACT:** Captain Lincoln at (717) 861-2548 or

Lieutenant Colonel Cleaver at (717) 861-8468.

**SUPPLEMENTARY INFORMATION:** The mission of the 28th Infantry Division (Mechanized) is to be trained and equipped to join the active forces in time of war or national emergency to respond to orders of the Governor, to protect lives and property during natural and man-made disasters, to clean up the environment, to fight to eradicate the illicit flow of drugs, and to serve as role models for future generations. Each of the proposed actions is necessary to allow the PAARNG and PAANG to productively utilize FTIG to support its on-going military and civilian missions.

Two alternatives in addition to the proposed action were considered: (1) Alternative 2 includes a scaled down or modified version of some or all of the proposed projects. This alternative primarily changes the scope of the Tracked Vehicle Training Complex, Multi-Purpose Training Range Facility, and Muir Military Runway/Enhancement proposed actions. The three alternative projects, coupled with the other eight actions as proposed in the EIS, comprise Alternative 2 and (2) Alternative 3, whereby none of the proposed upgrade or facility construction actions would be implemented; on-going actions will be continue; no new construction projects would be authorized except those already under construction or contracted for construction.

By implementing the proposed actions, NGTC-FTIG can continue to provide training and support facilities necessary to ensure its long-term viability, sustainability and value as a major NGB training site. A summary of impact analyses of previously completed Environmental Assessments is incorporated into the FEIS.

Dated: May 29, 2002.

**Raymond J. Fatz,**

*Deputy Assistant Secretary of the Army (Environment, Safety and Occupational Health), OASA (I&E).*

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**DEFENSE NUCLEAR FACILITIES SAFETY BOARD**

**FOIA Fee Schedule Update**

**AGENCY:** Defense Nuclear Facilities Safety Board.

**ACTION:** Notice.

**SUMMARY:** The Defense Nuclear Facilities Safety Board is publishing its