

ESA-listed, naturally-produced, juvenile fish are proposed to be captured (with rotary screw traps, fyke traps, and a kodiak trawl), anesthetized, handled, allowed to recover from the anesthetic, and released. Associated indirect mortalities of juvenile, ESA-listed fish are also requested.

For Study 2, CDFG propose to determine the relationship between manageable physical habitat attributes (flow, temperature, channel aspects) and anadromous salmonids within the upper reaches of the Sacramento River and throughout the river system up to ocean entry. Information relating spawning distribution (temporal and spatial), spawning success, juvenile survival, production, and emigration will be determined relative to habitat conditions. This information will be used to identify management actions required for the survival of anadromous fish resources. Carcasses of adult, ESA-listed fish (both in-river and hatchery-reared) are proposed to be recovered and sampled for tissues and tags. Juvenile, ESA-listed, naturally-produced, fish are proposed to be captured (with rotary screw traps, a beach seine, and a kodiak trawl), anesthetized, handled, allowed to recover from the anesthetic, and released. Associated indirect mortalities of juvenile, ESA-listed fish are also requested.

Those individuals requesting a hearing should set out the specific reasons why a hearing on any of the applications would be appropriate (see **ADDRESSES**). The holding of such a hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA. All statements and opinions contained in these application summaries are those of the applicants and do not necessarily reflect the views of NMFS.

Dated: October 9, 1996.

Robert C. Ziobro,

*Acting Chief, Endangered Species Division,
Office of Protected Resources, National
Marine Fisheries Service.*

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[I.D. 100996D]

Endangered Species; Permits

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

ACTION: Issuance of incidental take permit 1,017 (P211K) and modification 5 to scientific research permit 818 (P211C).

SUMMARY: Notice is hereby given that NMFS has issued an incidental take permit and a modification to a scientific research permit that authorize takes of Endangered Species Act-listed species, subject to certain conditions set forth therein, to the Oregon Department of Fish and Wildlife (ODFW) at Portland, OR and La Grande, OR.

ADDRESSES: The applications and related documents are available for review in the following offices, by appointment:

Office of Protected Resources, F/PR3, NMFS, 1315 East-West Highway, Silver Spring, MD 20910-3226 (301-713-1401); and

Environmental and Technical Services Division, 525 NE Oregon Street, Suite 500, Portland, OR 97232-4169 (503-230-5400).

SUPPLEMENTARY INFORMATION: The permit and modification to a permit were issued under the authority of section 10 of the Endangered Species Act of 1973 (ESA) (16 U.S.C. 1531-1543) and the NMFS regulations governing ESA-listed fish and wildlife permits (50 CFR parts 217-222).

Notice was published on August 7, 1996 (61 FR 41130) that an application had been filed by ODFW (P211K) for an incidental take permit. Permit 1,017 was issued to ODFW on September 30, 1996. Permit 1,017 authorizes ODFW an annual incidental take of resident, fluvial, and anadromous, endangered, Umpqua River cutthroat trout (*Oncorhynchus clarki clarki*) associated with the state of Oregon's recreational and commercial fisheries in the Umpqua River Basin. ODFW is charged by statute with the management and protection of the fish and wildlife resources of the state. An individual incidental take permit was issued since ODFW is responsible for establishing the State's fishing regulations and controls fishing activities by issuing licenses to citizens. Pursuant to the incidental take authorization, ODFW will implement a conservation plan that includes measures designed to minimize the incidental take of ESA-listed cutthroat trout. ODFW requested a five-year permit. However, since ODFW will monitor the fisheries in the Umpqua River Basin for at least three years to obtain more precise information on the incidental take of ESA-listed cutthroat trout, NMFS determined that permit 1,017 be issued for a period of three years, with annual review and authorization requirements. Accordingly, Permit 1,017 will expire on September 30, 1999.

Notice was published on August 6, 1996 (61 FR 40821) that an application

had been filed by ODFW (P211C) for modification 5 to scientific research permit 818. Modification 5 to permit 818 was issued to ODFW on September 30, 1996. Permit 818 authorizes annual takes of adult and juvenile, threatened, Snake River spring/summer chinook salmon (*Oncorhynchus tshawytscha*) for scientific research. For modification 5, permit 818 has been extended to be effective for approximately five years. Permit 818 was issued to ODFW on April 22, 1993 and is now set to expire on June 30, 1998. Also for modification 5, ODFW is authorized an increase in the takes of adult and juvenile, ESA-listed salmon associated with new studies in the Wallowa River Basin. The new research will provide essential information on the life history and critical habitat of the spring chinook salmon populations in the Wallowa River Basin. The information collected will enable managers to make more effective decisions concerning the protection and enhancement of critical habitat.

Issuance of the permit and permit modification, as required by the ESA, was based on a finding that such actions: (1) Were requested in good faith, (2) will not operate to the disadvantage of the ESA-listed species that are the subject of the permits, and (3) are consistent with the purposes and policies set forth in section 2 of the ESA and the NMFS regulations governing ESA-listed species permits.

Dated: October 9, 1996.

Robert C. Ziobro,

*Acting Chief, Endangered Species Division,
Office of Protected Resources, National
Marine Fisheries Service.*

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[I.D. 100396A]

Marine Mammals; Permit No. 976 (P5H)

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

ACTION: Scientific research permit amendment.

SUMMARY: Notice is hereby given that a request for amendment of scientific research permit no. 976 submitted by Dr. Donald B. Siniff, University of Minnesota, 1987 Upper Buford Circle, St. Paul, MN 55108, has been granted.

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

Permits Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13130, Silver Spring, MD 20910 (301/713-2289);

Director, Northeast Region, NMFS, One Blackburn Drive, Gloucester, MA 01930-2298 (508/281-9250).

SUPPLEMENTARY INFORMATION: On July 26, 1996, notice was published in the Federal Register (61 FR 39120) that an amendment of permit no. 976, issued on August 29, 1995 (60 FR 46576), had been requested by the above-named individual. The requested amendment has been granted under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), and the provisions of § 216.39 of the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216).

Dated: October 3, 1996.

Ann D. Terbush,

Chief, Permits and Documentation Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 96-26389 Filed 10-15-96; 8:45 am]

BILLING CODE 3510-22-F

[I.D. 092796D]

Marine Mammals; Scientific Research Permit No. 1016 (P167H)

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

ACTION: Issuance of permit.

SUMMARY: Notice is hereby given that Hubbs-Sea World Research Institute, 2595 Ingraham Street, San Diego, CA 92109, has been issued a permit to take (i.e., harass) several species of small cetaceans and pinnipeds for scientific research purposes.

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

Permits Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13130, Silver Spring, MD 20910 (301/713-2289); and

Director, Southwest Region, NMFS, 501 West Ocean Blvd., Long Beach, CA 90802-4213 (310/980-4001).

SUPPLEMENTARY INFORMATION: On July 9, 1996, notice was published in the Federal Register (61 FR 37882) that a request for a scientific research permit to take (i.e., harass) several species of small cetaceans and pinnipeds during experiments to measure their interaction with fishing gear equipped with pingers had been submitted by the above-named organization. Animals would be from

stranded rehabilitated or permanently captive stock. The proposed experiments would take place at Sea World parks in California, Texas, Ohio, and Florida, over a 2 1/2 year period. The requested permit has been issued under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*) and the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216).

Dated: October 3, 1996.

Ann D. Terbush

Chief, Permits and Documentation Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 96-26390 Filed 10-15-96; 8:45 am]

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CONGRESSIONAL BUDGET OFFICE

Notice of Transmittal of Final Sequestration Report for Fiscal Year 1997 to Congress and the Office of Management and Budget

Pursuant to Section 254(b) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 904(b)), the Congressional Budget Office hereby reports that it has submitted its Final Sequestration Report for Fiscal Year 1997 to the House of Representatives, the Senate, and the Office of Management and Budget.

Stanley L. Greigg,

Director, Office of Intergovernmental Relations, Congressional Budget Office.

[FR Doc. 96-26625 Filed 10-11-96; 12:22 pm]

BILLING CODE 9707-02-M

DEPARTMENT OF DEFENSE

Office of the Secretary

Cancer Treatment Clinical Trials

AGENCY: Office of the Secretary, DOD.

ACTION: Notice of extension of demonstration project.

SUMMARY: This notice is to advise interested parties of a one-year extension of a demonstration project in which the DOD provides CHAMPUS reimbursement for eligible beneficiaries who receive cancer treatment under approved National Institutes of Health, National Cancer Institute (NCI) clinical trials. Participation in these clinical trials will improve access to promising cancer therapies for CHAMPUS eligible beneficiaries when their conditions meet protocol eligibility criteria. DOD financing of these procedures will assist

in meeting clinical trial goals and arrival at conclusions regarding the safety and efficacy of emerging therapies in the treatment of cancer. At this time, there is insufficient demonstration data for a full evaluation of costs associated with enrollment in clinical trials. Extending the demonstration for an additional year will allow sufficient time for patient accrual to clinical trials and collection of data which allows for comprehensive economic analysis. This demonstration project is under the authority of 10 U.S.C. 1092.

EFFECTIVE DATE: January 1, 1997.

FOR FURTHER INFORMATION CONTACT: Linda Bynum, (703) 697-4111.

SUPPLEMENTARY INFORMATION:

Background

On January 24, 1996, the Department provided notice in the Federal Register (61 FR 1899) of an expansion of an existing demonstration for breast cancer treatment clinical trials to include all cancer treatment clinical trials under approved National Cancer Institute (NCI) clinical trials. The demonstration purpose is to improve beneficiary access to promising new therapies, assist in meeting the National Cancer Institute's clinical trial goals, and arrival at conclusions regarding the safety and efficacy of emerging therapies in the treatment of cancer. The January 24, 1996, notice anticipated the possibility of extending the demonstration.

The NCI trials program is the principal means by which the oncology community has developed clinical evidence for the efficacy of various treatment approaches in cancer therapy. Participating institutions include NCI's network of comprehensive and clinical cancer centers, university and community hospitals and practices, and military treatment facilities. Despite this extensive network which includes the nation's premier medical centers, cure rates for most types of cancer remain disappointing, highlighting the significant effort still required for improvement. The principal means by which advances in therapy will be realized is through application of research to victims of cancer. In support of NCI's efforts to further the science of cancer treatment, the Department expanded its breast cancer demonstration to include all NCI-sponsored phase II and phase III clinical trials. This expanded demonstration will enhance current NCI efforts to determine safety and efficacy of promising cancer therapies by expanding the patient population available for entry into clinical trials and stabilizing the referral base for these