

**DATES:** Written comments must be submitted on or before October 25, 2004.

**ADDRESSES:** Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW, Washington, DC 20230 (or via the Internet at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the information collection instrument and instructions should be directed to Sarah McLaughlin, National Marine Fisheries Service, One Blackburn Drive, Gloucester, MA 01930.

**SUPPLEMENTARY INFORMATION:**

**I. Abstract**

The regulations at 50 CFR 648.122 require that vessels that are subject to the provisions of the Southern and Northern Gear Restricted Areas may fish for, or possess, non-exempt species (*Loligo* squid, black sea bass and silver hake (whiting)) using trawl nets. The nets must have a minimum mesh size less than 4.5 inches (diamond mesh), provided that the following requirements are met:

1. The vessel carries on board all required Federal fishery permits and a Scup GRA Exemption Program Authorization issued by the Regional Administrator, Northeast Region;
2. The vessel carries a NMFS-certified observer on board if any portion of the trip will be, or is, in a GRA; and,
3. The vessel fishes in a GRA only with a specially modified trawl net that has an escapement extension consisting of a minimum of 45 meshes of 5.5-inch (13.97-cm) square mesh that is positioned behind the body of the net and in front of the codend.

**II. Method of Collection**

To enroll in the Scup GRA Exemption Program, vessel owners are required to call the National Marine Fisheries Service Northeast Regional Office (NERO) Permits Office at (978) 281-9370, and provide the vessel name, permit number, mailing address, and the GRA (i.e., Southern or Northern) for which exemption is requested. The vessel must carry the Letter of Authorization (LOA) for the Scup GRA Exemption Program issued by the Regional Administrator. In addition, each vessel must obtain, pay for, and carry on board a NMFS-certified observer when fishing in a Scup GRA using the exempted gear. Vessel owners who enroll in the Program and request an LOA are required to make arrangements to obtain an observer for

any trip that will be in a GRA by calling the NOAA-certified observer contractor a minimum of 5 business days in advance of the start of the trip, and providing the following information: Vessel name and permit number; captain or contact name and phone number; port of departure; and date of departure.

**III. Data**

*OMB Number:* 0648-0469.

*Form Number:* None.

*Type of Review:* Regular submission.

*Affected Public:* Individuals or households; and business or other for-profit organizations.

*Estimated Number of Respondents:* 72.

*Estimated Time Per Response:* 2 minutes.

*Estimated Total Annual Burden Hours:* 890.

*Estimated Total Annual Cost to Public:* \$482.

**IV. Request for Comments**

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: August 19, 2004,

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. 04-19560 Filed 8-25-04; 8:45 am]

**BILLING CODE 3510-22-S**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

[Docket No. 040820243-4243-01; I.D. 071204A]

**Western Pacific Demonstration Projects**

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

**ACTION:** Notice of funding availability for Western Pacific Demonstration Project applications.

**SUMMARY:** NMFS is soliciting applications for financial assistance for Western Pacific Demonstration Projects. Eligible applicants are encouraged to submit projects intended to foster and promote the use of traditional indigenous fishing practices and/or to develop or enhance western Pacific community-based fishing opportunities that benefit the island communities in American Samoa, Guam, Hawaii, and the Northern Mariana Islands. Projects may also request support for research and the acquisition of materials and equipment necessary to carry out such project proposals.

**DATES:** Project proposals and completed grant applications must be received by 5 p.m. Hawaii standard time on October 25, 2004.

**ADDRESSES:** Project proposals and grant applications must be sent to: Federal Program Officer for Western Pacific Demonstration Projects, Pacific Islands Region, National Marine Fisheries Service, 1601 Kapiolani Boulevard, Suite 1110, Honolulu, HI 96814.

The full text of the funding opportunity announcement for this NMFS program can be accessed via the Grants.gov web site: <http://www.grants.gov>. This announcement will also be available at the NOAA web site: <http://www.ofa.noaa.gov/%7Eamd/SOLINDEX.HTML> or by contacting the program official identified in **FOR FURTHER INFORMATION CONTACT.**

**FOR FURTHER INFORMATION CONTACT:** Scott Bloom (NMFS) at 808-973-2937, or by e-mail at [Scott.Bloom@noaa.gov](mailto:Scott.Bloom@noaa.gov); or Charles Ka'ai'ai (Western Pacific Fishery Management Council), 808-522-8220 or by e-mail at [Charles.Kaai'ai@noaa.gov](mailto:Charles.Kaai'ai@noaa.gov).

**SUPPLEMENTARY INFORMATION:** NMFS is soliciting competitive applications for grants to eligible western Pacific communities to support fishery demonstration projects to foster and promote traditional indigenous fishing

practices. Funding priorities for Fiscal Years 2004 and 2005 are: (1) community education; (2) processing of fishery products and byproducts; (3) feasibility studies for participation in fishery and fishery related activities; (4) increase opportunities for participation in the Western Pacific Fishery Management Council (Council) activities and process; and (5) demonstrate traditional, cultural fishing practices. A detailed description for each program priority is in the funding opportunity announcement which can be accessed via the *Grants.gov* web site, the NOAA web site at <http://www.ofa.noaa.gov/%7Eamd/SOLINDEX.HTML>, or by contacting the program official identified in **FOR FURTHER INFORMATION CONTACT**.

Applications must address one or more of the funding priorities identified above.

The Department of Commerce Pre-award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** notice of October 1, 2001 (66 FR 49917), as amended by the **Federal Register** notice published on October 30, 2002 (67 FR 66109), are applicable to this solicitation.

#### *Electronic Access*

The full text of the funding opportunity announcement for this NMFS program can be accessed via the *Grants.gov* web site. This announcement will also be available at the NOAA web site: <http://www.ofa.noaa.gov/%7Eamd/SOLINDEX.HTML> or by contacting the program official identified under **FOR FURTHER INFORMATION CONTACT**. This **Federal Register** notice is available through the NMFS Pacific Islands Region (PIR) home page at: <http://swr.nmfs.noaa.gov/pir/index.htm>, and the Western Pacific Council home page at: <http://www.wpcouncil.org>.

#### *Funding Availability*

This solicitation announces the availability of \$500,000 for Fiscal Year 2004 and prospective funding in the amount of \$500,000 that may be available for Fiscal Year 2005. NMFS will select not less than three and not more than five applicants for each fiscal year. Applicants will be selected by NMFS on a competitive basis, as recommended by the Western Pacific Fishery Management Council. Funding for Fiscal Year 2005 is contingent upon the availability of appropriations.

#### *Statutory Authority*

The Secretary is authorized to make direct grants to eligible western Pacific communities pursuant to section 111(b)

of Pub. L. 104–297, as amended, and published within 16 U.S.C. 1855 note.

#### *CFDA*

11.452, Unallied Industry Projects.

#### *Eligibility*

Eligible applicants are limited to communities in the Western Pacific Regional Fishery Management Area, as defined at section 305(i)(2)(D) of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), 16 U.S.C. 1855(i)(2)(D). Applicants also must meet the standards for determining eligibility set forth in section 305(i)(2)(B) of the Act, 16 U.S.C. 1855(i)(2)(B). The eligibility criteria developed by the Council and approved by the Secretary to participate in western Pacific community development programs was published in the **Federal Register** on April 16, 2002 (67 FR 18512 and 18513).

#### *Cost Sharing Requirements*

None

#### *Intergovernmental Review*

Applications under this program are subject to Executive Order 12372, "Intergovernmental Review of Federal Programs."

#### *Limitation of Liability*

In no event will NOAA or the Department of Commerce be responsible for proposal preparation costs if this program is cancelled because of other agency priorities. Publication of this announcement does not oblige NOAA to award any specific project or to obligate any available funds. Applicants are hereby given notice that funding for the Fiscal Year 2005 program is contingent upon the availability of Fiscal Year 2005 appropriations.

#### *Universal Identifier*

Applicants should be aware that, they are required to provide a Dun and Bradstreet Data Universal Numbering System (DUNS) number during the application process. See the October 30, 2002, **Federal Register**, (67, FR 66177) for additional information. Organizations can receive a DUNS number at no cost by calling the dedicated toll-free DUNS Number request line at 1–866–705–5711 or via the Internet at <http://www.dunandbradstreet.com>.

#### *National Environmental Policy Act (NEPA)*

NOAA must analyze the potential environmental impacts, as required by NEPA, for applicant projects or proposals which are seeking NOAA

Federal assistance. Detailed information on NOAA compliance with NEPA can be found at the following web site: <http://www.nepa.noaa.gov> including NOAA Administrative Order 216–6 for NEPA at [http://www.nepa.noaa.gov/NAO216\\_6\\_TOC.pdf](http://www.nepa.noaa.gov/NAO216_6_TOC.pdf), and the Council on Environmental Quality implementation regulations at [http://ceq.eh.doe.gov/nepa/regs/ceq/toc\\_ceq.htm](http://ceq.eh.doe.gov/nepa/regs/ceq/toc_ceq.htm).

Consequently, as part of an applicant's package, and under the description of their program activities, applicants are required to provide detailed information on the activities to be conducted, locations, sites, species, and habitat to be affected, possible construction activities, and any environmental concerns that may exist (e.g., the use and disposal of hazardous or toxic chemicals, introduction of non-indigenous species, impacts to endangered and threatened species, aquaculture projects, and impacts to coral reef systems). In addition to providing specific information that will serve as the basis for any required impact analysis, applicants may also be requested to assist NOAA in drafting an environmental assessment, if NOAA determines an assessment is required. Applicants will also be required to cooperate with NOAA in identifying and implementing feasible measures to reduce or avoid any identified adverse environmental impacts of their proposal. The failure to do so shall be grounds for the denial of an application.

#### *Evaluation and Selection Procedures*

NOAA published its agency-wide solicitation entitled "Omnibus Notice Announcing the Availability of Grant Funds for Fiscal Year 2005" for projects and fellowships/scholarship/internships for Fiscal Year 2005 in the **Federal Register** on June 30, 2004 (69 FR 39417). The evaluation criteria and selection procedures for projects contained in that omnibus notice are applicable to this solicitation. Copies of the notice are available on the internet at: <http://www.ofa.noaa.gov/%7Eamd/SOLINDEX.HTML>.

#### *Paperwork Reduction Act*

This document contains collection-of-information requirements subject to the Paperwork Reduction Act (PRA). The use of Standard Forms 424 and 424A, 424B, and SF-LLL, and CD–346 has been approved by the Office of Management and Budget (OMB) under the respective control numbers 0348–0043, 0348–0044, 0348–040, 0348–0046, and 0605–0001. Notwithstanding any other provision of law, no person is required to, nor shall a person be subject

to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA unless that collection of information displays a currently valid OMB control number.

#### *Executive Order 12866*

This notice has been determined to be not significant for purposes of Executive Order 12866.

#### *Executive Order 13132 (Federalism)*

It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

#### *Administrative Procedure Act/ Regulatory Flexibility Act*

Prior notice and an opportunity for public comment are not required by the Administrative Procedure Act or any other law for rules concerning public property, loans, grants, benefits, and contracts (5 U.S.C. 553(a)(2)). Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or any other law, the analytical requirements for the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are inapplicable. Therefore, a regulatory flexibility analysis has not been prepared.

Dated: August 23, 2004.

**Rebecca Lent,**

*Deputy Assistant Administrator for  
Regulatory Programs, National Marine  
Fisheries Service.*

[FR Doc. 04-19559 Filed 8-25-04; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF EDUCATION

### **Submission for OMB Review; Comment Request**

**AGENCY:** Department of Education.

**SUMMARY:** The Leader, Regulatory Information Management Group, Office of the Chief Information Officer invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before September 27, 2004.

**ADDRESSES:** Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Carolyn Lovett, Desk Officer, Department of Education, Office of Management and Budget, 725 17th Street, NW., Room 10235, New Executive Office Building, Washington, DC 20503 or faxed to (202) 395-6974.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of

1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Leader, Regulatory Information Management Group, Office of the Chief Information Officer, publishes that notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, *e.g.*, new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment.

#### **Office of Elementary and Secondary Education**

*Type of Review:* Revision.

*Title:* Consolidated State Performance Report.

*Frequency:* Annually.

*Affected Public:* State, Local, or Tribal Gov't, SEAs or LEAs.

*Reporting and Recordkeeping Hour  
Burden:*

*Responses:* 14,452.

*Burden Hours:* 61,449.

*Abstract:* This information collection package contains the Consolidated State Performance Report (CSPR). It collects data that is required under section 1111 of the No Child Left Behind Act (NCLB) which mandates the requirements for the Secretary's report to Congress and information necessary for the Secretary to report on the Department's Government Performance and Results Act (GPRA) indicators.

Requests for copies of the submission for OMB review; comment request may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 2605. When you access the information collection, click on "Download Attachments" to view. Written requests for information should be addressed to U.S. Department of Education, 400 Maryland Avenue, SW., Potomac Center, 9th Floor, Washington, DC 20202-4700. Requests may also be electronically mailed to the

Internet address [OCIO\\_RIMG@ed.gov](mailto:OCIO_RIMG@ed.gov) or faxed to 202-245-6621. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be directed to Kathy Axt at her e-mail address [Kathy.Axt@ed.gov](mailto:Kathy.Axt@ed.gov). Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Dated: August 23, 2004.

**Angela C. Arrington,**

*Leader, Regulatory Information Management  
Group, Office of the Chief Information Officer.*

[FR Doc. E4-1932 Filed 8-25-04; 8:45 am]

**BILLING CODE 4000-01-P**

## DEPARTMENT OF EDUCATION

**AGENCY:** Office of Special Education Programs, Office of Special Education and Rehabilitative Services, Department of Education.

**ACTION:** Notice of final extension of project period and waiver for the Center for Students With Disabilities Involved With and at Risk of Involvement With the Juvenile Justice System.

**SUMMARY:** The Secretary waives the requirements in the Education Department General Administrative Regulations (EDGAR) in 34 CFR 75.250 and 75.261(a), that generally prohibit project periods exceeding five years and extensions of project periods involving the obligation of additional Federal funds. This final extension of project period and waiver will enable the currently funded Center for Students With Disabilities Involved With and at Risk of Involvement With the Juvenile Justice System to receive funding from August 31, 2004 until August 31, 2005.

**DATES:** This notice is effective August 26, 2004.

#### **FOR FURTHER INFORMATION CONTACT:**

Renee Bradley, U.S. Department of Education, 400 Maryland Avenue, SW., room 4105, Potomac Center Plaza, Washington, DC 20202-2641. Telephone: (202) 245-7277 or via Internet: [renee.bradley@ed.gov](mailto:renee.bradley@ed.gov)

If you use a telecommunications device for the deaf (TDD), you may call the Federal Information Relay Service (FIRS) at 1-800-877-8339.

Individuals with disabilities may obtain this document in an alternative format (*e.g.*, Braille, large print, audiotape, or computer diskette) on request to the contact person listed under **FOR FURTHER INFORMATION CONTACT**.