

*Needs and Uses:* Executive Order 12829, "National Industrial Security Program" requires the Department of Defense to account each year for the costs associated with implementation of the National Industrial Security Program and report those costs to the Director of the Information Security Oversight Office (ISOO). In furtherance of this requirement, and pursuant with 32 CFR, Subpart F, section 2001.61(b); Classified National Security Information; Final Rule, the Secretary of Defense, acting as executive agent for NISP, is obligated to collect cost estimates for classification-related activities of contractors, licensees, certificate holders, and grantees and report them to ISOO annually. The cost collection methodology employed since 1996 was validated with the ISOO in December 2007. Participation in the survey is strictly voluntary. Input is integrated into total cost figure for the President and is never associated with a specific facility.

*Affected Public:* A statistical sample of active and cleared businesses, or other profit and non-profit organizations under Department of Defense Security Cognizance, approved for storage of classified materials.

*Annual Burden Hours:* 125 hours.

*Number of Respondents:* 749.

*Responses per Respondent:* 1.

*Annual Responses:* 749.

*Average Burden per Response:* 10 minutes.

*Frequency:* Annually.

Collection of this data is required to comply with the reporting requirements of Executive Order 12829, "National Industrial Security Program." This collection of information requests the assistance of the Facility Security Officer to provide estimates of annual security labor cost in burdened, current year dollars and the estimated percentage of security labor dollars to the total security costs for the facility. Security labor is defined as personnel whose positions exist to support operations and staff in the implementation of government security requirements for the protection of classified information. Guards who are required as supplemental controls are included in security labor. This data will be incorporated into a report produced to ISOO for the estimated cost of securing classified information within industry. The survey will be distributed electronically via a Web-based commercial survey tool.

Dated: October 5, 2015.

**Aaron Siegel,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

[FR Doc. 2015-25797 Filed 10-8-15; 8:45 am]

**BILLING CODE 5001-06-P**

## DEPARTMENT OF DEFENSE

### Department of the Army, U.S. Army Corps of Engineers

#### Notice of Availability of Supplemental Information Report for Berryessa Creek Element, Coyote and Berryessa Creek, Flood Control Project, Santa Clara County, CA

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DOD.

**ACTION:** Public notice.

**SUMMARY:** The U.S. Army Corps of Engineers (Corps) has prepared a Supplemental Information Report (SIR) to provide an update to the General Re-evaluation Report/Environmental Impact Statement (GRR/EIS) for the Berryessa Creek Element of the Coyote and Berryessa Creek, California, Flood Control Project (Project), that the Corps may be invoking the Clean Water Act (CWA) § 404(r) exemption. The Project initially sought to obtain a water quality certification from the Regional Water Quality Control Board, San Francisco Region (RWQCB) pursuant to the CWA § 401(a) (401 Certification). During the course of extensive coordination over the last six months, the RWQCB has stated that it may be unable or unwilling to issue a 401 Certification for the Project. Therefore, in an effort to preserve the ability to improve flood risk management in this area without excessive delay, the Corps may invoke 404(r) exemption in lieu of obtaining a 401 Certification from the RWQCB.

**FOR FURTHER INFORMATION CONTACT:**

Amanda Cruz, U.S. Army Corps of Engineers, San Francisco District, Plan Formulation Section, 1455 Market Street, 17th Floor, San Francisco, CA 94103-1398, (415) 503-6955, [Amanda.b.cruz@usace.army.mil](mailto:Amanda.b.cruz@usace.army.mil).

**SUPPLEMENTARY INFORMATION:** The March 2014 Final GRR/EIS of the Project, and its accompanying CWA § 404(b)(1) alternatives analysis, recommended the proposed design of a earthen trapezoidal channel section with varying bottom width and 2H:1V side slopes that provides protection against the one-percent annual chance exceedance flood event from I-680 in San Jose to Calaveras Boulevard in Milpitas (hereinafter "Project"). These environmental analyses determined the

Project to be the National Economic Development Plan (NED), the National Environmental Policy Act (NEPA) environmentally preferable alternative, the California Environmental Quality Act (CEQA) § 15126.6(e)(2) environmentally superior alternative, and the CWA § 404 Least Environmental Damaging Practicable Alternative (LEDPA). The Corps' Director of Civil Works signed the Record of Decision (ROD) on May 29, 2014.

With the goal of promoting partnership, it has been the Corps' position to obtain 401 Certification for all its projects, regardless of the availability of 404(r) exemption. However, if the RWQCB is unable or unwilling to provide such a certification then the Corps will initiate 404(r) exemption procedures and acknowledge this in the appropriate NEPA document, which has been determined to be an SIR.

Section 404(r) creates an exemption from the water quality certification requirement under Section 401(a) for projects (1) specifically authorized by Congress for which (2) an environmental impact statement has been created that (3) includes consideration of the 404(b)(1) guidelines, which (4) has been transmitted to Congress prior to the appropriation of construction funds. Congress authorized construction of the Project in the Water Resources Development Act of 1990, Public Law 101-640, § 101(a)(5), 103 Stat. 4604 (1990) and as stated above, the Corps completed the GRR/EIS in March 2014. The 404(b)(1) Alternatives Analysis was included in the GRR/EIS as Appendix A: Part V. With the completion of this SIR, the Corps will officially transmit the updated GRR/EIS to Congress prior to the appropriation of construction funding. Once done, the Corps will have met all the requirements to utilize 404(r) exemption.

The Corps is confident that the Project is fully conforming to all Federal and State laws, regulations, and requirements. In the absence of RWQCB issuing a 401 Certification, the Corps may use 404(r) exemption. In light of the fact that the Project meets all requirements of 404(r) exemption without any modifications, there are no substantial changes or new significant circumstances or information that would trigger the need for a supplement

to the GRR/EIS, as defined in section 1502.9(c) of the CEQ Regulations.

**John C. Morrow,**

*Lieutenant Colonel, U.S. Army, District Engineer.*

[FR Doc. 2015-25859 Filed 10-8-15; 8:45 am]

**BILLING CODE 3720-58-P**

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### Notice of Availability of the Draft Environmental Impact Statement for the Nebraska Highway 12 Niobrara East and West Project, Knox County, NE

**AGENCY:** U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of availability.

**SUMMARY:** The U.S. Army Corps of Engineers (Corps), Omaha District, has prepared a Draft Environmental Impact Statement (EIS) to analyze the direct, indirect and cumulative effects of a proposed Nebraska State Highway project, Nebraska Highway 12 Niobrara East and West Project by the Nebraska Department of Roads (NDOR). The Applied-for Project is the relocation and elevation (including additional bridges) of two segments of existing Nebraska Highway 12 (N-12) that are frequently flooded and have incurred damage due to high water levels associated with the Missouri River.

**DATES:** Written comments on the Draft EIS will be accepted on or after October 9, 2015, through November 23, 2015. Oral and/or written comments may also be presented at the Public Hearing to be held at 6:00 p.m. on Monday, November 9, 2015, at the Niobrara Secondary School, located at 247 NE-12, Niobrara, NE 68760.

**ADDRESSES:** Send written comments regarding the Applied-for Project and Draft EIS to Rebecca J. Latka, Project Manager, U.S. Army Corps of Engineers, Omaha District, Regulatory Branch, 1616 Capitol Avenue, Omaha, NE 68102-4901, or via email at [Rebecca.J.Latka@usace.army.mil](mailto:Rebecca.J.Latka@usace.army.mil). Requests to be placed on or removed from the mailing list should also be sent to this address.

Copies of the Draft EIS will be available for review at the addresses listed in the **SUPPLEMENTARY INFORMATION** section.

Electronic copies of the Draft EIS may be obtained from the Nebraska Regulatory Office or its Web site at <http://www.nwo.usace.army.mil/>

*Missions/RegulatoryProgram/Nebraska/EISHighway12.aspx.*

#### FOR FURTHER INFORMATION CONTACT:

Rebecca J. Latka, Project Manager, U.S. Army Corps of Engineers, at 402-995-2681; fax 402-996-3842.

**SUPPLEMENTARY INFORMATION:** The purpose of the Draft EIS is to provide a full and fair discussion of the Applied-for Project and other reasonable alternatives to inform decision makers and the public of the environmental impacts of the Applied-for Project and the reasonable alternatives. NDOR has submitted a Section 404 (Clean Water Act) permit application containing a roadway design for Alternative A7 (the Applied-for Project) to the U.S. Army Corps of Engineers (Corps). NDOR proposes to relocate N-12 east and west of Niobrara, NE., south of its existing location and construct a new roadway at a higher elevation with enhanced bridged sections to withstand existing and future flood events. The segment of N-12 that is in the bluffs, including the segment that goes through the Village of Niobrara, will remain the same. Two segments of N-12 within the existing Missouri River floodplain would be relocated. The west segment is approximately 6.2 miles long and extends from just east of Verdel, Nebraska, on the west end to 2 miles west of the bridge over the Niobrara River. The Applied-for Project would deviate from the existing alignment just east of Ponca Creek and would rejoin the existing alignment just north of County Road 892. The east segment is approximately 6 miles long and extends from just east of Spruce Avenue in Niobrara, NE., to approximately 1 mile east of Spur 54D (S-54D). In the east segment, the alignment would deviate from the existing alignment east of 4th Avenue in Niobrara, NE., and would reconnect with existing N-12 at approximately S-54D. A new connection to the Chief Standing Bear Memorial Bridge (N-14) and SD-37 would be developed, tying into the existing Highway 14 connection (which will be elevated as part of the project). Once the roads are completed, the existing N-12 roadway would be removed to the existing ground level. In addition to the Applied-for Project, the Draft EIS analyzes three alternatives: (1) Elevation Raise on Existing Alignment, (2) Elevation Raise on Parallel Alignment, (3) Base of Bluffs Alignment. The National Park Service, U.S. Environmental Protection Agency, U.S. Fish and Wildlife Service, Federal Highway Administration, and Knox County are serving as cooperating agencies. The Nebraska Game and Parks

Commission and Nebraska Department of Environmental Quality are participating as review agencies. Copies of the document are available at the following addresses:

1. Niobrara Public Library/Niobrara Civic Center, 25414 Park Avenue Ste 3, Niobrara, NE 68760-0015
2. Tyndall City Library, 110 W 17th Avenue, Tyndall, SD 57066
3. Verdel City Office, 202 Second St., Verdel, NE 68760
4. Verdigre City Public Library, 101 E 3rd Street, Verdigre, NE 68783
5. Springfield City Library, 605 8th Street, Springfield, SD 57062
6. Knox County Extension Office, 308 Bridge Street, Center, NE 68724
7. U.S. Army Corps of Engineers, Lewis and Clark Visitor Center, 55245 Hwy 121, Crofton, NE 68730
8. U.S. Army Corps of Engineers, Nebraska Regulatory Office, Lake Wehrspann Field Office, 8901 S. 154th Street, Omaha, NE 68138-3621
9. Corps of Discovery Welcome Center, 89705 Highway 81, Crofton, NE 68730

Dated: September 30, 2015.

**Joseph McMahan,**

*Chief Regulatory Field Support, Omaha District.*

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## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### Notice of Intent To Prepare an Integrated Feasibility Report & Draft Environmental Impact Statement for the Yuba River, California, Ecosystem Restoration Feasibility Study

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers; DOD.

**ACTION:** Notice of intent.

**SUMMARY:** The U.S. Army Corps of Engineers, Sacramento District (Corps), intends to prepare an integrated Feasibility Report & Draft Environmental Impact Statement (DEIS) for the Yuba River Ecosystem Restoration Feasibility Study. The Corps will serve as the lead agency for compliance with the National Environmental Policy Act. The Yuba County Water Agency (YCWA) will serve as the non-federal sponsor. The feasibility study is evaluating opportunities for ecosystem restoration in the Yuba River watershed, located in portions of Sierra, Placer, Yuba, and Nevada counties.

**DATES:** Written comments should be submitted by November 9, 2015.

**ADDRESSES:** Written comments should be sent to U.S. Army Corps of Engineers,