

Dated: February 16, 2007.

**James P. Burgess,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*  
[FR Doc. E7-3147 Filed 2-22-07; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 021607]

#### Endangered Species; File No. 1547-01

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

**ACTION:** Notice; application for permit modification; request for comments.

**SUMMARY:** Notice is hereby given that the New York State Department of Environmental Conservation (Kathryn Hattala, Principal Investigator), 21 South Putt Corners Road, New Paltz, NY 12561, has applied in due form for a permit modification to take shortnose sturgeon (*Acipenser brevirostrum*) for purposes of scientific research.

**DATES:** Written, telefaxed, or e-mail comments must be received on or before March 26, 2007.

**ADDRESSES:** The application and related documents are available for review upon written request or by appointment in the following offices:

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)427-2521; and Northeast Region, NMFS, One Blackburn Drive, Gloucester, MA 01930-2298; phone (978)281-9328; fax (978)281-9394.

Written comments or requests for a public hearing on this modification should be mailed to the Chief, Permits, Conservation and Education Division, F/PR1, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this permit modification would be appropriate.

Comments may also be submitted by facsimile at (301)427-2521, provided the facsimile is confirmed by hard copy submitted by mail and postmarked no later than the closing date of the comment period.

Comments may also be submitted by e-mail to [NMFS.Pr1Comments@noaa.gov](mailto:NMFS.Pr1Comments@noaa.gov). Include in the subject line of the e-mail

comment the following document identifier: "File No. 1547-01."

**FOR FURTHER INFORMATION CONTACT:** Malcolm Mohead or Brandy Hutnak, (301)713-2289.

**SUPPLEMENTARY INFORMATION:** The subject permit is requested 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).

Currently, the New York State Department of Environmental Conservation is authorized in Permit No. 1547 to conduct scientific research to evaluate seasonal movement of shortnose sturgeon in Haverstraw and Newburgh Bays of the Hudson River. A maximum of 500 adult and juvenile shortnose sturgeon can be captured with gill nets, measured, weighed, scanned for tags, PIT and Carlin tagged (if untagged), and released annually. The applicant now proposes to collect soft fin-ray tissue samples from all captured shortnose sturgeon. The goal of the additional research would be to document and map the genetic identity of shortnose sturgeon in the Hudson River. The modification would run concurrently with the original permit until October 31, 2011.

Dated: February 16, 2007.

**P. Michael Payne,**

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

[FR Doc. E7-3149 Filed 2-22-07; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Public Hearings for the Draft Supplemental Environmental Impact Statement (DSEIS) for the Introduction of F/A-18 E/F (Super Hornet) Aircraft to the East Coast of the United States (Construction and Operation of an Outlying Landing Field)

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** The Department of the Navy (DON) has prepared and filed with the U.S. Environmental Protection Agency (EPA) a DSEIS to provide additional analysis of the potential environmental consequences associated with the construction and operation of an Outlying Landing Field (OLF) to support Field Carrier Landing Practice (FCLP) operations of F/A-18 E/F (Super

Hornet) squadrons stationed at Naval Air Station (NAS) Oceana, VA and Marine Corps Air Station (MCAS) Cherry Point, NC. The analysis supplements the evaluation presented in the Final Environmental Impact Statement (Final EIS) for the Introduction of F/A-18 E/F (Super Hornet) Aircraft to the East Coast of the United States, which was released to the public in July 2003, and is not to be considered independent of the Final EIS. Public hearings will be held to provide information and receive oral and written comments on the DSEIS. Federal, state, and local agencies, and interested individuals are invited to be present or represented at hearings.

**DATES AND ADDRESSES:** Six public hearings will be held. Each scheduled public hearing will be preceded by an open information session to allow interested individuals to review information presented in the DSEIS. DON representatives will be available during the information session to provide clarification as necessary related to the DSEIS. Each information session will occur from 4:30 p.m. to 6:30 p.m., followed by the formal public hearing from 7 p.m. to 10 p.m. Public hearings have been scheduled at the following dates and locations:

Monday, March 19, 2007, Mattamuskeet Elementary School, 60 Juniper Bay Road, Swan Quarter, NC.

Tuesday, March 20, 2007, Bertie High School, 715 U.S. Highway 13 North, Windsor, NC.

Wednesday, March 21, 2007, Perquimans County High School, 305 Edenton Road, Hertford, NC.

Thursday, March 22, 2007, Craven County Community College, Orringer Hall, 800 College Court, New Bern, NC.

Tuesday, April 3, 2007, Beaufort Community College, 5337 U.S. Highway 264 East, Washington, NC.

Wednesday, April 4, 2007, Vernon G. James Research and Extension Center, North Carolina State University, 207 Research Station Road, Plymouth, NC.

**FOR FURTHER INFORMATION CONTACT:** Naval Facilities Engineering Command Atlantic, OLF SEIS PM, Code EV2, 6506 Hampton Blvd., Norfolk, VA, facsimile 757-322-4894.

**SUPPLEMENTARY INFORMATION:** The DON has prepared and filed with the EPA the DSEIS for the Introduction of F/A-18 E/F (Super Hornet) Aircraft to the East Coast of the United States (Construction and Operation of an Outlying Landing Field) in accordance with the requirements of the National Environmental Policy Act (NEPA) of 1969 (42 U.S.C. Sections 4321-4345)

and its implementing regulations (40 CFR parts 1500–1508).

A Notice of Intent for this DSEIS was published in the **Federal Register** on June 24, 2005 (70 FR 36556). The DON is lead agency for the proposed action with the U.S. Fish and Wildlife Service serving as a cooperating agency.

The proposed action is to construct and operate an OLF to support FCLP operations of Super Hornet squadrons stationed at NAS Oceana, VA and MCAS Cherry Point, NC. This is a component of the proposed action evaluated in the Final EIS to provide facilities and functions to support the homebasing and operation of these squadrons. A Record of Decision (ROD) on the homebasing and operation of the Super Hornet squadrons was published in the **Federal Register** on September 10, 2003 (68 FR 53353). The ROD documented the DON's decision to homebase eight Super Hornet fleet squadrons and the Fleet Replacement Squadron (FRS) at NAS Oceana, and two fleet squadrons at MCAS Cherry Point, and to construct an OLF between the two air stations in Washington County, NC (Site C). In January 2004, the DON's decision to construct and operate an OLF at Site C was challenged under the Administrative Procedure Act (5 U.S.C. Section 551 *et seq.*). On February 18, 2005, the U.S. District Court for the Eastern District of North Carolina held that the Final EIS was deficient and enjoined the DON from taking any further activity associated with the planning, development, or construction of the OLF at Site C until the DON fully complied with NEPA regarding construction and operation of an OLF. On September 7, 2005, the U.S. Court of Appeals for the Fourth Circuit affirmed, in part, the decision of the district court. This SDEIS addresses those areas identified by the courts that require additional analysis. These include: (1) Evaluation of potential impacts to migratory waterfowl and the Pocosin Lakes National Wildlife Refuge; (2) evaluation of impacts associated with surge operations; (3) identification and evaluation of mitigative measures; and (4) evaluation of cumulative impacts of the operation of the OLF and other military uses of airspace in North Carolina. Additional analysis of the existing and projected noise environment was warranted given the comprehensive scope of the impact of the proposed action on migratory waterfowl. Analysis of other resource areas was warranted to address federal permit and approval requirements (i.e., wetlands, and threatened and endangered species). Furthermore, an additional analysis of relevant

socioeconomic factors was conducted to evaluate the land acquisition strategy.

The DON's decision to homebase ten Super Hornet fleet squadrons and the FRS on the East Coast was not reevaluated. That aspect of the DON's proposed action, including aircraft operations, personnel transitions, and new construction and renovation to support the Super Hornet squadrons is being implemented at NAS Oceana and MCAS Cherry Point.

The five alternative OLF sites in Northeastern North Carolina that were evaluated in the Final EIS to support homebasing of the Super Hornet squadrons at NAS Oceana and MCAS Cherry Point are considered in the DSEIS, in addition to the no-action alternative. These are Site A in Perquimans County, Site B in Bertie County, Site C in Washington County, Site D in Hyde County, and Site E in Craven County. The Navy's preferred alternative for construction and operation of an OLF is Site C, in Washington County, NC.

The DSEIS has been distributed to various Federal, state, and local agencies, as well as other interested individuals and organizations. In addition, copies of the DSEIS have been distributed to the following libraries and publicly accessible facilities for public review:

Bath Community Library, 100 Carteret Street, Bath, NC.

Beaufort/Hyde/Martin Regional Library, Old Court House, 158 N. Market Street, Washington, NC.

Belhaven Public Library, 333 E. Main Street, Belhaven, NC.

George H. & Laura E. Brown Library, 122 Van Norden Street, Washington, NC.

Havelock-Craven County Library, 301 Cunningham Boulevard, Havelock, NC.

Hazel W. Guilford Memorial Library, 524 Main Street, Aurora, NC.

Lawrence Memorial Library, 204 E. Dundee Street, Windsor, NC.

Mattamuskeet Public School Library, 20418 U.S. Route 264, Swan Quarter, NC.

New Bern Craven County Public Library, 400 Johnson Street, New Bern, NC.

Perquimans County Library, 110 West Academy, Hertford, NC.

Vernon James Research and Extension Center Library, North Carolina State University, 207 Research Station Road, Plymouth, NC.

Washington County Library, 201 East Third Street, Plymouth, NC.

Chesapeake Central Library, 298 Cedar Road, Chesapeake, VA.

Virginia Beach Central Library, 4100 Virginia Beach Boulevard, Virginia Beach, VA.

Craven County Planning Department, 2828 Neuse Boulevard, New Bern, NC.

Bertie County Manager's Office, 106 Dundee Street, Windsor, NC.

Washington County Manager's Office, 116 Adams Street, Plymouth, NC.

Perquimans County Manager's Office, 128 North Church Street, 2d Floor, Hertford, NC.

Hyde County Manager's Office, 1372 Main Street, Swan Quarter, NC.

An electronic copy of the DSEIS is also available for public viewing at <http://www.olfseis.com>. Requests for single copies of the DSEIS (on CD-ROM) or its Executive Summary may be made online at <http://www.olfseis.com> or by calling 1-866-615-6477.

Federal, state, and local agencies, as well as interested parties, are invited and encouraged to be present or represented at the hearings. To ensure the accuracy of the record, all statements presented orally at the public hearings should be submitted in writing. All comments will become part of the public record and will be responded to in the Final Supplemental Environmental Impact Statement (FSEIS). Equal weight will be given to oral and written statements.

In the interest of available time, and to ensure all who wish to give an oral statement at the public hearings have the opportunity to do so, each speaker's comments will be limited to three minutes. If a longer statement is to be presented, it should be summarized at the public hearing and the full text submitted in writing either at the hearing or mailed or faxed to: Commander, Naval Facilities Engineering Command Atlantic, Attn: OLF SEIS Project Manager, 6506 Hampton Blvd., Norfolk, VA 23508-1278, facsimile 757-322-4894.

Residents from the county where the public hearing is being held will be given first priority to speak publicly, to ensure that county's residents have an opportunity to make verbal comments. Residents will be required to sign in to speak. Comments can be made in the following ways: (1) Oral statements/written comments at the public hearings or (2) written comments mailed or faxed to address/fax number in this notice or submitted via the Web site at <http://www.olfseis.com>.

All written comments postmarked by April 24, 2007, will become a part of the official public record and will be responded to in the FSEIS.

Dated: February 15, 2007.

**M.A. Harvison,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E7-3045 Filed 2-22-07; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Notice of Intent To Grant Exclusive Patent License; Hanson Technologies, Inc.

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Notice.

**SUMMARY:** The Department of the Navy hereby gives notice of its intent to grant to Hanson Technologies, Inc., a revocable, nonassignable, exclusive license in the field of detection of pathogens, toxins, prions, and allergens in food for human consumption, and detection of pathogens, toxins, prions, and allergens in food processing for human consumption, including wash liquids and waste products of said process in the United States and certain foreign countries, the Government-owned invention described in U.S. Patent No. 6,192,168: REFLECTIVELY COATED OPTICAL WAVEGUIDE AND FLUIDICS CELL INTEGRATION, Navy Case No. 79,631 and any continuations, divisionals, or re-issues thereof.

**DATES:** Anyone wishing to object to the grant of this license must file written objections along with supporting evidence, if any, not later than March 12, 2007.

**ADDRESSES:** Written objections are to be filed with the Naval Research Laboratory, Code 1004, 4555 Overlook Avenue, SW., Washington, DC 20375-5320.

**FOR FURTHER INFORMATION CONTACT:** Rita Manak, Head, Technology Transfer Office, NRL Code 1004, 4555 Overlook Avenue, SW., Washington, DC 20375-5320, telephone 202-767-3083. Due to U.S. Postal delays, please fax 202-404-7920, e-mail: [rita.manak@nrl.navy.mil](mailto:rita.manak@nrl.navy.mil) or use courier delivery to expedite response.

(Authority: 35 U.S.C. 207, 37 CFR Part 404.)

Dated: 15 February 2007.

**M.A. Harvison,**

*Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. E7-3104 Filed 2-22-07; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF EDUCATION

### Notice of Proposed Information Collection Requests

**AGENCY:** Department of Education.

**SUMMARY:** The IC Clearance Official, Regulatory Information Management Services, Office of Management, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before April 24, 2007.

**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 IC Clearance Official, Regulatory Information Management Services, Office of Management, 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. The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Dated: February 16, 2007.

**Angela C. Arrington,**

*IC Clearance Official, Regulatory Information Management Services, Office of Management.*

### Institute of Education Sciences

*Type of Review:* New.

*Title:* Impact Evaluation on Student Achievement of Teacher Professional Development in Mathematics.

*Frequency:* On Occasion.

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

*Reporting and Recordkeeping Hour Burden:*

*Responses:* 3,309.

*Burden Hours:* 1,571.

*Abstract:* Data collection to test a model of math professional development that addresses student misconceptions in foundational topics key to success in algebra and beyond.

Requests for copies of the proposed information collection request may be accessed from <http://edicsweb.ed.gov>, by selecting the "Browse Pending Collections" link and by clicking on link number 3282. 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 [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or faxed to 202-245-6623. Please specify the complete title of the information collection when making your request.

Comments regarding burden and/or the collection activity requirements should be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@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.

[FR Doc. E7-3109 Filed 2-22-07; 8:45 am]

**BILLING CODE 4000-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6684-4]

### Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed