

shall immediately notify the NMFS Regional Office.

### Endangered Species Act

Under section 7 of the ESA, the Corps completed consultation with NOAA Fisheries on September 23, 2002 and with the USFWS on June 19, 2002 for this project. Both agencies concurred with the Corps that activities associated with the Corps' dredging project in the Dodge-Lummus Island Turning Basin were not likely to adversely affect listed species.

Issuance of an IHA to the Corps constitutes an agency action that is subject to section 7 of the ESA. Although the IHA does not authorize takes of listed species, it is related to activities that may result in effects to listed marine species. As the effects of the activities on listed marine species were analyzed during consultation under section 7 of the ESA between the Corps, USFWS and NMFS, and as the action has not changed from that considered in the consultations, the discussion of effects that are contained in the Biological Opinion issued by NMFS to the Corps on September 23, 2002 and by the USFWS' informal consultation pertain also to this action. In conclusion, NMFS has determined that issuance of an IHA does not lead to any effects to listed species apart from those that were considered in the consultation on the Corp's action.

### National Environmental Policy Act

The Corps prepared a Final EIS in 1989 for the Navigation Study for the Miami Harbor Channel. A copy of this document is available upon request (see ADDRESSES). In addition, NMFS completed an Environmental Assessment (EA) and made a Finding of No Significant Impact (FONSI) on the impacts of blasting activities in Florida waters on marine life, particularly bottlenose dolphins. Therefore, preparation of an EIS on this action is not required by section 102(2) of the NEPA or its implementing regulations. A copy of the EA and FONSI are available upon request (see ADDRESSES).

### Conclusions

NMFS has determined that the Corps' proposed action, including mitigation measures to protect marine mammals, should result, at worst, in the temporary modification in behavior by small numbers of bottlenose dolphins, including temporarily vacating the area to avoid the blasting activities and the potential for minor visual and acoustic disturbance from the detonations. This action is expected to have a negligible impact on the affected species or stocks

of marine mammals. In addition, no take by injury and/or death is anticipated, and harassment takes will be at the lowest level practicable due to incorporation of the mitigation measures described in this document.

### Authorization

NMFS has reissued an IHA to the Corps for the potential harassment of small numbers of bottlenose dolphins incidental to deepening the Dodge-Lummus Island Turning Basin in Miami, FL (Turning Basin), provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated. NMFS has determined that the proposed activity would result in the harassment of only small numbers of bottlenose dolphins and will have no more than a negligible impact on this marine mammal stock.

Dated: April 19, 2005.

**Laurie K. Allen,**

*Director, Office of Protected Resources,  
National Marine Fisheries Service.*

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 041905C]

### Endangered Species; File No. 1526

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

**ACTION:** Receipt of application.

**SUMMARY:** Notice is hereby given that Andre Landry, Sea Turtle and Fisheries Ecology Research Lab, Texas A&M University at Galveston, 5007 Avenue U, Galveston, TX 77553, has applied in due form for a permit to take Kemp's ridley (*Lepidochelys kempii*), loggerhead (*Caretta caretta*), green (*Chelonia mydas*), and hawksbill (*Eretmochelys imbricata*) for purposes of scientific research.

**DATES:** Written, telefaxed, or e-mail comments must be received on or before May 25, 2005.

**ADDRESSES:** The application 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)427-2521; and

Assistant Regional Administrator for Protected Resources, Southeast Region,

NMFS, 263 13th Avenue South, St. Petersburg, FL 33701; phone (727)824-5312; fax (727)824-5517.

Written comments or requests for a public hearing on this application 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 particular request 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. The mailbox address for providing email comments is [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. 1526.

### FOR FURTHER INFORMATION CONTACT:

Patrick Opay or Ruth Johnson, (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 222-226).

The purpose of the proposed research is to study Kemp's ridley, loggerhead, green, and hawksbill sea turtles in the Gulf of Mexico to identify their relative abundance over time; detect changes in sea turtle size composition; document movement and migration patterns; and determine the role of near shore habitats in sea turtle survival. The applicant proposes to take up to 327 Kemp's ridley, 162 loggerhead, 450 green, and 15 hawksbill sea turtles over the course of a 5-year permit. Two hundred and fifty-five of the Kemp's ridley, 90 of the loggerhead, 435 green, and all hawksbill sea turtles would be captured by entanglement net. Fifteen green sea turtles would be captured by cast net. The remaining turtles would have been captured by relocation trawls authorized under separate permits and then provided to the applicant. All turtles would be blood sampled, measured, weighed, epiphyte sampled, flipper tagged, and passive integrated transponder tagged. A subset of these animals would have satellite or radio/sonic transmitters attached to their carapace and have fecal samples collected.

Dated: April 20, 2005.

**Stephen L. Leathery**,  
Chief, Permits, Conservation and Education  
Division, Office of Protected Resources,  
National Marine Fisheries Service.  
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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 041105D]

#### Endangered Species; Permit No. 1247

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

**ACTION:** Scientific research permit modification.

**SUMMARY:** Notice is hereby given that a request for a modification to scientific research permit No. 1247 submitted by Thomas F. Savoy, CT Department of Environmental Protection, Marine Fisheries Division, P.O. Box 719, Old Lyme, Connecticut, 06371, has been granted.

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

**FOR FURTHER INFORMATION CONTACT:** Jennifer Jefferies (301)713-2289.

**SUPPLEMENTARY INFORMATION:** The requested modification has been granted under the authority of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*) and the provisions of § 222.306 of the regulations governing the taking, importing, and exporting of endangered and threatened fish and wildlife (50 CFR 222-226).

Mr. Savoy is authorized to sample for and collect 500 shortnose sturgeon (*Acipenser brevirostrum*) annually in the Connecticut River. The objectives of the study are to collect data on current distribution, abundance, length structure and movements of shortnose sturgeon in this river system. This modification will extend the permit through June 30, 2006.

Issuance of this modification, as required by the ESA was based on a

finding that such permit: (1) Was 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: April 18, 2005.

**Stephen L. Leathery**,  
Chief, Permits, Conservation and Education  
Division, Office of Protected Resources,  
National Marine Fisheries Service.  
[FR Doc. 05-8227 Filed 4-22-05; 8:45 am]  
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## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Proposed Collection; Comment Request

**AGENCY:** Director of Administration and Management, Office of the Secretary of Defense, DoD.

**ACTION:** Notice.

In compliance with Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Director of Administration and Management, Office of the Secretary of Defense announces the following proposed new public information collection and seeks public comment on the provisions thereof. 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 burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

**DATES:** Consideration will be given to all comments received by June 24, 2005.

**ADDRESSES:** Written comments and recommendations on the proposed information collection should be sent to the Director of Administration and Management, Directorate for Organizational and Management Planning, Attn: Mr. Mark Munson, 1950 Defense Pentagon, Washington, DC 20301-1950; e-mail: [mark.munson@osd.mil](mailto:mark.munson@osd.mil); telephone (703) 697-1141/1143.

**FOR FURTHER INFORMATION CONTACT:** To request more information on this proposed information collection or to obtain a copy of the proposal and

associated collection instruments, please write to the above address or call at (703) 697-1141/1143.

**Title and OMB Control Number:** Secretary of Defense Biennial Review of Defense Agencies and DoD Field Activities; OMB Control Number 0704-0422.

**Needs and Uses:** Section 192(c) of Title 10, U.S.C., requires that the Secretary of Defense review the services and supplies provided by each Defense Agency and DoD Field Activity. The purposes of the Biennial Review are to ensure the continuing need for each Agency and Field Activity and to ensure that the services and supplies provided by each entity is accomplished in a more effective, economical, or efficient manner than by the Military Departments. A standard organizational customer survey process serves as the principal data-gathering methodology in the Biennial Review. As such, it provides valuable information to senior officials in the Department regarding the levels of satisfaction held by the organizational customers of the approximately 27 Defense Agencies and DoD Field Activities covered by the Biennial Review.

**Affected Review:** Business or other-for-profit; Not-for-profit institutions.

**Annual Burden Hours:** 625.

**Number of Respondents:** 2500.

**Responses Per Respondents:** 1.

**Average Burden Per Response:** 15 minutes.

**Frequency:** Biennially.

#### SUPPLEMENTARY INFORMATION:

##### Summary of Information Collection

The Biennial Review employs a survey to assess organizational-customer satisfaction with the associated business line and addresses overall responsiveness to customer requirements, satisfaction with specific products and services, and quality of coordination with organizational customers. The survey identifies distinct areas of business (business lines) for all Defense Agencies and DoD Field Activities participating in the Review, creates lists of organizational customers specific to each business line, and uses a set of standard evaluation questions across all business lines. Respondents covered by this announcement are private-sector customers of these business lines, such as for the Federal Voting Assistance Program and Defense Finance and Accounting Service.