themselves contain the largest concentration of breeding seabirds in the contiguous United States. Key habitats include coastal beaches, rocky shores, mud and tidal flats, salt marsh, estuaries, and pelagic waters.

Additionally, the area within the Monterey Bay National Marine Sanctuary (MBNMS) north of the San Mateo/Santa Cruz county boundary is administered by the GFNMS. The legal boundaries of each sanctuary remain as is. The GFNMS is responsible for developing and managing most sanctuary programs within this area, with the exception that the MBNMS is responsible for the Water Quality Protection Program.

The GFNMS Advisory Council was originally chartered in 2001, with seven voting members. It has recently been expanded to 12 voting members. The primary focus of the Council is to advise the Sanctuary Manager regarding the implementation of the sanctuary management plan, in conjunction with the contiguous Monterey Bay and Cordell Bank National Marine Sanctuaries.

Authority: 16 U.S.C. Sections 1431, *et seq.*

(Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)

Dated: June 5, 2006.

Daniel J. Basta,

Director, National Marine Sanctuary Program, National Oceanic and Atmospheric Administration.

[FR Doc. 06–5422 Filed 6–14–06; 8:45 am]

BILLING CODE 3510–NK–M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Maritime Museum Seat Vacancy for the Monitor National Marine Sanctuary Advisory Council

AGENCY: National Marine Sanctuary Program (NMSP), National Ocean Service (NOS), National Oceanic and Atmospheric Administration, Department of Commerce (DOC).

ACTION: Notice and request for applications.

SUMMARY: The *Monitor* National Marine Sanctuary (MNMS or Sanctuary) is seeking applicants for the Maritime Museum seat on its Sanctuary Advisory Council (Council).

Applicants are chosen based upon their particular expertise and experience in relation to the seat for which they are applying; community and professional affiliations; philosophy regarding the protection and management of marine resources; and possibly the length of residence in the area affected by the Sanctuary. Applicants who are chosen as members should expect to serve 2-year terms, pursuant to the Council's Charter.

DATES: Applications are due by June 30, 2006.

ADDRESSES: Application kits may be obtained from: Krista Trono, *Monitor* National Marine Sanctuary, 100 Museum Drive, Newport News, VA 23602. Completed applications should be sent to the same address.

FOR FURTHER INFORMATION CONTACT: Krista Trono, Communications Coordinator, *Monitor* National Marine Sanctuary, 100 Museum Drive Newport News, VA 23602. (757) 591–7328, Fax: (757) 591–7353, *Krista.Trono@noaa.gov*.

SUPPLEMENTARY INFORMATION: The MNMS Advisory Council was established in 2005 and representation currently consists of eleven members, including four government agency representatives and seven members from the general public. The Council functions in an advisory capacity to the Sanctuary Superintendent. The Council works in concert with the Sanctuary Superintendent by keeping him or her informed about issues of concern throughout the Sanctuary, offering recommendations on specific issues, and aiding the Manager in achieving the goals of the Sanctuary program. Specifically, the Council's objectives are to provide advice on: (1) Protecting cultural resources, and identifying and evaluating emergent or critical issues involving Sanctuary use or resources; (2) Identifying and realizing the Sanctuary's research objectives; (3) Identifying and realizing educational opportunities to increase the public knowledge and stewardship of the Sanctuary environment; and (4) Assisting to develop an informed constituency to increase awareness and understanding of the purpose and value of the Sanctuary and the National Marine Sanctuary Program.

Authority: 16 U.S.C. Sections 1431, *et seq.*

(Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)

Dated: June 5, 2006.

Daniel J. Basta,

Director, National Marine Sanctuary Program, National Oceanic and Atmospheric Administration.

[FR Doc. 06–5421 Filed 6–14–06; 8:45 am]

BILLING CODE 3510–NK–M

PATENT AND TRADEMARK OFFICE

Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures

ACTION: Proposed collection; comment request.

SUMMARY: The United States Patent and Trademark Office (USPTO), as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the continuing information collection, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments must be submitted on or before August 14, 2006.

ADDRESSES: You may submit comments by any of the following methods:

E-mail: *Susan.Brown@uspto.gov*. Include ''0651–0024 comment'' in the subject line of the message.

Fax: 571–273–0112, marked to the attention of Susan Brown.

Mail: Susan K. Brown, Records Officer, Office of the Chief Information Officer, Architecture, Engineering and Technical Services, Data Architecture and Services Division, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313–1450.

Federal e-Rulemaking Portal: *http://www.regulations.gov*.

FOR FURTHER INFORMATION CONTACT: Requests for additional information should be directed to Robert J. Spar, Director, Office of Patent Legal Administration, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313–1450; by telephone at 571–272–7700; or by e-mail at *Bob.Spar@uspto.gov*.

I. Abstract

Patent applications that contain nucleotide and/or amino acid sequence disclosures must include a copy of the sequence listing in accordance with the requirements in 37 CFR 1.821–1.825. The rules of practice require applicants to submit these sequence listings in a standard international format that is consistent with World Intellectual Property Organization (WIPO) Standard ST.25 (1998). Applicants may submit sequence listings for both U.S. and international patent applications.

The USPTO uses the sequence listings during the examination process to determine the patentability of the associated patent application. Sequence listings are also disclosed as part of the published patent application or issued patent. Sequence listings that are extremely long (files larger than 600K or

approximately 300 printed pages) are published only in electronic form and are available to the public on the USPTO sequence data Web page.

The USPTO recognizes that the submission of massive paper versions of extremely long sequence listings would place a significant burden on applicants and the USPTO, while also being of minimal utility for examination purposes. Consequently, applicants may submit the sequence listing required by 37 CFR 1.821(c) on paper or compact disc (CD). Applicants may also file sequence listings for U.S. applications electronically using the Electronic Filing System (EFS) software developed by the USPTO for secure transmission of patent applications and related documents over the Internet. Applicants may use EFS to file a sequence listing electronically with a patent application or subsequent to a previously filed application.

Under 37 CFR 1.821(e)-(f), applicants must also submit a copy of the sequence listing in ''computer readable form'' (CRF) with a statement indicating that the CRF copy of the sequence listing is identical to the paper or CD copy required by 1.821(c). If an applicant later submits an amendment to the paper or CD copy of the sequence listing, the applicant must also submit a new CRF copy of the amended listing. Applicants may submit the CRF copy of the sequence listing to the USPTO on CD or other acceptable media as provided in 37 CFR 1.824. Sequence listings that are submitted electronically using EFS do not require a separate CRF copy.

This information collection contains the sequence listings that are submitted with biotechnology patent applications. Information pertaining to the filing of the initial patent application itself is collected under OMB Control Number 0651–0032, and international applications submitted under the Patent Cooperation Treaty (PCT) are covered under OMB Control Number 0651–0021. Customers may use a checkbox on Form PTO/SB/05 Utility Patent Application Transmittal, which is covered under OMB Control Number 0651–0032, to indicate the submission of a sequence listing for a U.S. patent application. The USPTO also provides a sample format for the transmittal documentation that must be submitted with a sequence listing on CD for an international patent application. Applicants who submit sequence listings using EFS must complete the electronic transmittal forms included within the submission software.

II. Method of Collection

By mail, hand delivery, or electronically to the USPTO.

III. Data

OMB Number: 0651–0024.

Form Number(s): None.

Type of Review: Revision of a currently approved collection.

Affected Public: Individuals or households; businesses or other for-profits; not-for-profit institutions; farms; the Federal Government; and state, local or tribal governments.

Estimated Number of Respondents: 15,382 responses per year.

Estimated Time per Response: The USPTO estimates that it will take the public approximately ten minutes (0.17 hours) to one hour and 20 minutes (1.33 hours) to gather the necessary information, prepare the sequence listing, and submit it to the USPTO, depending on whether the listing is submitted on paper, on CD, or electronically.

Estimated Total Annual Respondent Burden Hours: 17,297 hours per year.

Estimated Total Annual Respondent Cost Burden: $1,556,730 per year. The USPTO expects that the information in this collection will be prepared by paraprofessionals at an estimated rate of $90 per hour. Therefore, the USPTO estimates that the respondent cost burden for this collection will be approximately $1,556,730 per year.

Item	Estimated time for response	Estimated annual responses	Estimated annual burden hours
Sequence Listing in Application (paper)	1 hour and 20 minutes	11,512	15,311
Sequence Listing in Application (CD)	1 hour	1,600	1,600
Electronic Sequence Listing in Application (EFS)	10 minutes	2,270	386
Total		15,382	17,297

Estimated Total Annual Non-hour Respondent Cost Burden: $4,285,658 per year. There are no maintenance costs associated with this collection. The USPTO provides free software for creating and validating the format of the sequence listings prior to submission. However, this collection does have annual (non-hour) costs in the form of filing fees, capital start-up costs, recordkeeping costs, and postage costs.

There is no separate filing fee for submitting a sequence listing as part of a U.S. patent application, but there is a filing fee of $4,800 for submitting a sequence listing in electronic form (on CD) as part of an international PCT application. The USPTO estimates that approximately 200 of the 1,600 CD sequence listings submitted per year will be for international applications, for a total of $960,000 per year. While there is no additional fee for a sequence listing filed on paper in an international application, the basic international filing fee only covers the first 30 pages of the application. As a result, there is a $12 fee per page that is added to the international filing fee for each page over 30 pages. The average length of a paper sequence listing in an international application is 150 pages, which would carry an additional fee of $1,800 if the international application were already at least 30 pages long without the listing. The USPTO estimates that approximately 1,560 of the 11,512 paper sequence listings submitted per year will be for international applications, for a total of $2,808,000 per year. Therefore, this collection has $3,768,000 per year in filing fees that may be associated with paper and CD sequence listings for international applications.

Under 37 CFR 1.16(s) and 1.492(j), both U.S. and international patent applications that include lengthy paper sequence listings may be subject to an application size fee. For applications with paper sequences listings that exceed 100 pages, the application size fee is $250 (or $125 for small entities) for each additional 50 pages or fraction thereof. The USPTO estimates that approximately 400 applications with long paper sequence listings will incur an average application size fee of $750, and approximately 310 applications with long paper listings from small entities will incur an average application size fee of $375, for a total of $416,250 per year. Therefore, this

collection has a total of $4,184,250 in filing fees per year.

There are capital start-up costs associated with submitting sequence listings and CRF copies to the USPTO on CD. Applicants who submit sequence listings on CD must submit two copies of the CD (or three copies for international applications) along with a transmittal letter stating that the copies are identical. This process requires additional supplies, including blank recordable CD media and padded envelopes for shipping. The USPTO estimates that the cost of these supplies will be approximately $3 per CD submission and that it will receive approximately 1,600 CD submissions per year, for a total of $4,800. In addition, customers who submit sequence listings on paper or CD must also submit a separate CRF copy of the listing, which may be submitted on CD. The USPTO estimates that it will receive approximately 13,112 CRF copies for paper and CD sequence listings at an estimated cost of $2 per copy, for a total of $26,224. Therefore, this collection has total capital start-up costs of $31,024 per year associated with submitting sequence listings and CRF copies on CD.

Applicants who submit sequence listings on CD may also incur recordkeeping costs. The USPTO advises applicants to retain a back-up copy of CD submissions and associated documentation for their records. The USPTO estimates that it will take applicants five minutes to produce a back-up CD copy and two minutes to print copies of documentation, for a total of seven minutes (0.12 hours) to make a back-up copy of the CD submission. The USPTO estimates that approximately 1,600 CD submissions will be received per year, for a total of 192 hours for making back-up CD copies. The USPTO expects that these back-up copies will be prepared by paraprofessionals at an estimated rate of $90 per hour, for a total recordkeeping cost of $17,280 per year.

Customers may incur postage costs when submitting a sequence listing to the USPTO by mail. Mailed submissions may include the sequence listing on either paper or CD, the CRF copy of the listing on CD, and a transmittal letter containing the required identifying information. The USPTO estimates that the average postage cost for a paper or CD sequence listing submission will be $4.05 and that 13,112 sequence listings will be mailed to the USPTO per year, for a total postage cost of $53,104 per year.

The total non-hour respondent cost burden for this collection in the form of filing fees, capital start-up costs, recordkeeping costs, and postage costs is estimated to be $4,285,658 per year.

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, e.g., the use of automated collection techniques or other forms of information technology.

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

Dated: June 9, 2006.

Susan K. Brown,

Records Officer, USPTO, Office of the Chief Information Officer, Architecture, Engineering and Technical Services, Data Architecture and Services Division.

[FR Doc. E6–9343 Filed 6–14–06; 8:45 am]

BILLING CODE 3510–16–P

DEPARTMENT OF EDUCATION

Submission for OMB Review; Comment Request

AGENCY: Department of Education.

SUMMARY: The IC Clearance Official, Regulatory Information Management Services, Office of Management 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 July 17, 2006.

ADDRESSES: Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Rachel Potter, Desk Officer, Department of Education, Office of Management and Budget, 725 17th Street, NW., Room 10222, 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 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.

Dated: June 7, 2006.

Angela C. Arrington,

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

Office of English Language Acquisitions

Type of Review: Revision.

Title: Title III Biennial Report Required of State Education Agencies Regarding Activities Under the NCLB Act of 2001.

Frequency: Biennially.

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

Reporting and Recordkeeping Hour Burden:

Responses: 52.

Burden Hours: 156.

Abstract: State Directors of Title III of the No Child Left Behind (Elementary and Secondary Education) Act—Language Instruction for Limited English Proficient and Immigrant students—are required to transmit their State Formula Grant Biennial Evaluation Report to the Secretary of Education every two years. The Department uses the information collected for the Secretary's Biennial Report to Congress and for the determination of State Title III accountability.

Requests for copies of the information collection submission for OMB review may be accessed from *http://edicsweb.ed.gov*, by selecting the ''Browse Pending Collections'' link and by clicking on link number 3024. 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,