

Dated: February 25, 2009.

**Tracey Denning,**

*Agency Clearance Officer, Customs and Border Protection.*

[FR Doc. E9-5615 Filed 3-13-09; 8:45 am]

BILLING CODE 9111-14-P

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5281-N-21]

### Notice of Submission of Proposed Information Collection to OMB; Emergency Comment Request Homelessness Prevention and Rapid Re-Housing Program (HPRP) Annual Action Plan Substantial Amendment Form

**AGENCY:** Office of Community Planning and Development, HUD.

**ACTION:** Notice of proposed information collection.

**SUMMARY:** The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for emergency review and approval, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

**DATES:** *Comments Due Date:* March 23, 2009.

**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments must be received within seven (7) days from the date of this Notice. Comments should refer to the proposal by name and/or OMB approval number and should be sent to: Ms. Kimberly P. Nelson, HUD Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, DC 20502; e-mail: [Kimberly.P.Nelson@omb.eop.gov](mailto:Kimberly.P.Nelson@omb.eop.gov); fax: (202) 395-6974.

**FOR FURTHER INFORMATION CONTACT:** Lillian Deitzer, Reports Management Officer, QDAM, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410; e-mail: [Lillian.L.Deitzer@hud.gov](mailto:Lillian.L.Deitzer@hud.gov); telephone (202) 402-8048. This is not a toll-free number. Copies of available documents should be submitted to OMB and may be obtained from Ms. Deitzer.

**SUPPLEMENTARY INFORMATION:** This Notice informs the public that the U.S. Department of Housing and Urban Development (HUD) has submitted to OMB, for emergency processing, a proposed information collection for the Homelessness Prevention Fund, which is authorized under the American Recovery and Reinvestment Act (ARRA) of 2009. This new program provides

\$1.5 billion of formula grant funding for the provision of short-term or medium-term rental assistance, housing relocation and stabilization services, and other appropriate activities for homelessness prevention and rapid rehousing of persons who have become homeless. HUD will administer these funds as the Homelessness Prevention and Rapid Re-Housing Program (HPRP) and require a substantial amendment to the grantee's Consolidated Plan 2008 Annual Action Plan as a condition of receiving funds. HPRP grant amounts will be determined by a formula authorized by Section 413 of the McKinney-Vento Homeless Assistance Act and will be awarded by HUD to the following eligible grantees: states, metropolitan cities, and urban counties that receive over \$500,000 according to the formula allocation, and territories, which receive 0.2% of the total allocation.

This Notice also lists the following information:

*Title of Proposal:* Homelessness Prevention and Rapid Re-Housing Program: Substantial Amendment to the Consolidated Plan 2008 Annual Action Plan.

*Description of Information Collection:* This is a new information collection. The Department of Housing and Urban Development is seeking emergency review of the Paperwork Reduction Act Requirements associated with the Homelessness Prevention and Rapid Re-Housing Program (HPRP).

Each HPRP grantee is required to submit (1) a SF-424 signed by an authorized representative; and (2) a HUD-40119, signed by an authorized official, which provides a description of how the grantee plans to use and monitor the use of the HPRP funds.

*OMB Control Number:* Pending.

*Agency Form Numbers:* SF-424; HUD-40119.

*Members of the Affected Public:* Eligible grantees.

*Estimation of the total numbers of hours needed to prepare the information collection including number of responses, frequency of responses, and hours of responses:* An estimation of the total number of reporting hours is 16.75 per response. The number of respondents is 540. The total hours requested is 9,045.

**Authority:** The Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35, as amended.

Dated: March 10, 2009.

**Lillian Deitzer,**

*Departmental Reports Management Officer, Office of the Chief Information Officer.*

[FR Doc. E9-5633 Filed 3-13-09; 8:45 am]

BILLING CODE 4210-67-P

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R4-ES-2009-N0046; 40120-1112-0000-F2]

### Receipt of an Application for an Incidental Take Permit for a Training Facility in Charlotte County, FL

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice.

**SUMMARY:** We, the Fish and Wildlife Service (Service), announce the availability of an incidental take permit (ITP) and Habitat Conservation Plan (HCP). Visually Impaired Persons of Charlotte County (applicant) requests an ITP pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973, as amended (Act). The applicant anticipates taking about 1.91 acres of Florida scrub-jay (*Aphelocoma coerulescens*) (scrub-jay) foraging and sheltering habitat incidental to lot preparation for the construction of a training facility and supporting infrastructure in Charlotte County, Florida (Project). The applicant's HCP describes the mitigation and minimization measures proposed to address the effects of the Project to the scrub-jay.

**DATES:** We must receive your written comments on the ITP application and HCP on or before April 15, 2009.

**ADDRESSES:** See the **SUPPLEMENTARY INFORMATION** section below for information on how to submit your comments on the ITP application and HCP. You may obtain a copy of the ITP application and HCP by writing to the South Florida Ecological Services Office, Attn: Permit number TE207151-0, U.S. Fish and Wildlife Service, 1339 20th Street, Vero Beach, FL 32960-3559. In addition, we will make the ITP application and HCP available for public inspection by appointment during normal business hours at the above address.

**FOR FURTHER INFORMATION CONTACT:** Ms. Trish Adams, Fish and Wildlife Biologist, South Florida Ecological Services Office (see **ADDRESSES**); telephone: (772) 562-3909, ext. 232.

**SUPPLEMENTARY INFORMATION:** If you wish to comment on the ITP application and HCP, you may submit comments by any one of the following methods. Please reference permit number TE207151-0 in such comments.

1. Mail or hand-deliver comments to our South Florida Ecological Services Office address (see **ADDRESSES**).

2. E-mail comments to [trish\\_adams@fws.gov](mailto:trish_adams@fws.gov). If you do not

receive a confirmation that we have received your e-mail message, contact us directly at the telephone number listed under **FOR FURTHER INFORMATION CONTACT**.

Before including your address, phone number, e-mail address, or other personal identifying information in your comments, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Construction of a training facility for the Visually Impaired Persons of Charlotte County HCP will take place at latitude 27.0168 and longitude -82.0189 in Punta Gorda, Charlotte County, Florida. This lot is within scrub-jay occupied habitat.

The lot encompasses about 1.91 acres, and the footprint of the training facility, infrastructure, and landscaping preclude retention of scrub-jay habitat. In order to minimize take on site, the applicant proposes to mitigate for the loss of 1.91 acres of scrub-jay habitat by contribution of 4.3 acres of suitable scrub-jay habitat to nearby existing conservation lands.

We have determined that the applicant's proposal, including the proposed mitigation and minimization measures, will have a minor or negligible effect on the species covered in the HCP. Therefore, the ITP is a "low-effect" project and qualifies as a categorical exclusion under the National Environmental Policy Act (NEPA)(40 CFR 1506.6), as provided by the Department of the Interior Manual (516 DM 2 Appendix 1 and 516 DM 6 Appendix 1). Low-effect HCPs are those involving (1) minor or negligible effects on federally listed or candidate species and their habitats and (2) minor or negligible effects on other environmental values or resources. Based on our review of public comments that we receive in response to this notice, we may revise this preliminary determination.

We will evaluate the HCP and comments submitted thereon to determine whether the application meets the requirements of section 10(a) of the Act (16 U.S.C. 1531 *et seq.*). If we determine that the application meets the requirements, we will issue the ITP for incidental take of the scrub-jay. We will also evaluate whether issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. We will use the results of this consultation,

in combination with the above findings, in the final analysis to determine whether or not to issue the ITP.

**Authority:** We provide this notice pursuant to Section 10 of the Endangered Species Act (16 U.S.C. 1531 *et seq.*) and NEPA regulations (40 CFR 1506.6).

Dated: February 13, 2009.

**Paul Souza,**

*Field Supervisor, South Florida Ecological Services Office.*

[FR Doc. E9-5591 Filed 3-13-09; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

**[FWS-R9-MB-2008-N0349; 91200-1231-5BBC-K3]**

#### Availability of Birds of Conservation Concern 2008

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability.

**SUMMARY:** We announce the availability of *Birds of Conservation Concern 2008*. This publication identifies species, subspecies, and populations of migratory and nonmigratory birds in need of additional conservation actions. We hope to stimulate coordinated and collaborative proactive conservation actions among Federal, State, tribal, and private partners.

**DATES:** Individuals wishing to comment on the process used in developing *Birds of Conservation Concern 2008*, especially to provide recommendations for improving future versions of the document, may direct their written comments to the Chief, Division of Migratory Bird Management (listed below under **ADDRESSES**). All comments received will be filed for use in developing the next version of the list. Comments will be accepted until the time that work begins on the next edition of this report (approximately 5 years).

**ADDRESSES:** Printed copies of *Birds of Conservation Concern 2008* may be obtained by writing to the Chief, Branch of Bird Conservation, Division of Migratory Bird Management, U.S. Fish and Wildlife Service, 4401 North Fairfax Drive, Mail Stop 4107, Arlington, VA 22203-1610, ATTN: BCC 2008. This document is also available for downloading on the Division of Migratory Bird Management's World Wide Web page at <http://migratorybirds.fws.gov>.

**FOR FURTHER INFORMATION CONTACT:** Marcia Maslonek, Chief, Branch of Bird

Conservation, Division of Migratory Bird Management, U.S. Fish and Wildlife Service, 4401 North Fairfax Drive, Mail Stop 4107, Arlington, VA 22203-1610; phone: (703) 358-2021; fax: (703) 358-2272.

**SUPPLEMENTARY INFORMATION:** The 1988 amendment to the Fish and Wildlife Conservation Act (FWCA) of 1980 (Pub.L. 100-653, Title VIII) requires the Secretary of the Interior, through the U.S. Fish and Wildlife Service, to "identify species, subspecies, and populations of all migratory nongame birds that, without additional conservation actions, are likely to become candidates for listing under the Endangered Species Act [ESA] of 1973." *Birds of Conservation Concern 2008* fulfills that mandate and supersedes *Birds of Conservation Concern 2002*. The species that appear in *Birds of Conservation Concern 2008* are deemed to be the highest priority for conservation actions. We anticipate that the document will be consulted by Federal agencies and their partners prior to undertaking cooperative research, monitoring, and management actions that might directly or indirectly affect migratory birds. Our goal in publishing this document is to stimulate coordinated and collaborative proactive conservation actions among Federal, State, tribal, and private partners.

To serve as a broad early-warning system in the context of the FWCA, this document includes all of the species that we have some basis to consider to be of conservation concern. Our objective in publishing this list is to focus conservation attention on bird species of concern well in advance of a possible or plausible need to consider them for listing under the ESA. Inclusion on this list does not constitute a finding that listing under the ESA is warranted, or that substantial information exists to indicate that listing under the ESA may be warranted. Many of the species on this list will probably never have to be considered for ESA listing, even if no additional conservation actions are taken.

**Authority:** The Fish and Wildlife Conservation Act of 1980, as amended (16 U.S.C. 2901 *et seq.*); the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*); the Fish and Wildlife Act of 1956; as amended (16 U.S.C. 742a *et seq.*); and 16 U.S.C. 701.

Dated: February 27, 2009.

**Rowan W. Gould,**

*Acting Director, U.S. Fish and Wildlife Service.*

[FR Doc. E9-5548 Filed 3-13-09; 8:45 am]

**BILLING CODE 4310-55-P**