

providing specific information that will serve as the basis for any required impact analyses, applicants will also be required to cooperate with NOAA in identifying feasible measures to reduce or avoid any identified adverse environmental impacts of their proposed project. The failure to do so shall be grounds for not selecting an application. In some cases if additional information is required after an application is selected, funds can be withheld by the Grants Officer under a special award condition requiring the recipient to submit additional environmental compliance information sufficient to enable NOAA to make an assessment on any impacts that a project may have on the environment.

Department of Commerce Pre-Award Notification Requirements

The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** on February 11, 2008 (73 FR 7696), are applicable to this solicitation.

Paperwork Reduction Act

This document contains collection-of-information requirements subject to the Paperwork Reduction Act (PRA). The use of Standard Forms 424, 424A, 424B, and SF LLL and CD 346 has been approved by the Office of Management and Budget (OMB) under the respective control numbers 0648-0043, 0648-0044, 0648-0040, and 0648-0046.

Notwithstanding any other provision of law, no person is required to, nor shall a person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA unless that collection of information displays a currently valid OMB control number.

Executive Order 12866

This notice has been determined to be not significant for purposes of Executive Order 12866.

Executive Order 13132 (Federalism)

It has been determined that this notice does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

Administrative Procedure Act and Regulatory Flexibility Act

Prior notice and an opportunity for public comment are not required by the Administrative Procedure Act or any other law for rules concerning public property, loans, grants, benefits, and contracts (5 U.S.C. 553(a)(2)). Because notice and opportunity for comment are not required pursuant to 5 U.S.C. 553 or

any other law, the analytical requirements for the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are inapplicable. Therefore, a regulatory flexibility analysis has not been prepared.

Dated: February 12, 2010.

John Oliver,

Deputy Assistant Administrator for Operations, National Marine Fisheries Service.

[FR Doc. 2010-3276 Filed 2-18-10; 8:45 am]

BILLING CODE 3510-22-S

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

Procurement List: Proposed Addition and Deletion

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Proposed addition to and deletion from Procurement List.

SUMMARY: The Committee is proposing to add to the Procurement List a service to be furnished by a nonprofit agency employing persons who are blind or have other severe disabilities, and to delete a service previously furnished by such agency.

Comments Must Be Received on or Before: March 22, 2010.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia 22202-3259.

For Further Information or to Submit Comments Contact: Barry S. Lineback, Telephone: (703) 603-7740, Fax: (703) 603-0655, or e-mail CMTEFedReg@AbilityOne.gov.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to 41 U.S.C. 47(a)(2) and 41 CFR 51-2.3. Its purpose is to provide interested persons an opportunity to submit comments on the proposed actions.

Addition

If the Committee approves the proposed addition, the entity of the Federal Government identified in this notice will be required to furnish the service listed below from a nonprofit agency employing persons who are blind or have other severe disabilities.

Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. If approved, the action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organization that will furnish the service to the Government.

2. If approved, the action will result in authorizing small entities to furnish the service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the service proposed for addition to the Procurement List.

Comments on this certification are invited. Commenters should identify the statement(s) underlying the certification on which they are providing additional information.

End of Certification

The following service is proposed for addition to the Procurement List and is provided by the nonprofit agency listed:

Service

Service Type/Location: Document Management Services, Evans Army Community Hospital—Fort Carson, 1650 Cochrane Circle, Fort Carson, CO.

NPA: Goodwill Industrial Services Corporation, Colorado Springs, CO.

Contracting Activity: DEPT OF THE ARMY, XR W6BA ACA, FT CARSON, COLORADO.

Deletion

Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. If approved, the action will not result in additional reporting, recordkeeping or other compliance requirements for small entities.

2. If approved, the action may result in authorizing small entities to furnish the service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the service proposed for deletion from the Procurement List.

End of Certification

The following service is proposed for deletion from the Procurement List:

Service

Service Type/Location: Janitorial/Custodial, Florida Air National Guard: Buildings 874 and 877, 14300 Fang Drive, Homestead ARB, FL.

NPA: Goodwill Industries of South Florida, Inc., Miami, FL.

Contracting Activity: Dept of the Army, XRA
W7M2 USFPO Activity FL ARNG, ST
Augustine, FL.

Barry S. Lineback,

Director, Business Operations.

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COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

Procurement List Additions and Deletions

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Additions to the Procurement List.

SUMMARY: This action adds to the Procurement List products and services to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities.

DATES: *Effective Date:* March 22, 2010.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia 22202-3259.

FOR FURTHER INFORMATION CONTACT: Barry S. Lineback, Telephone: (703) 603-7740, Fax: (703) 603-0655, or e-mail CMTEFedReg@AbilityOne.gov.

SUPPLEMENTARY INFORMATION:

Additions

On 12/18/2009 (74 FR 67176-67177), the Committee for Purchase From People Who Are Blind or Severely Disabled published notice of proposed additions to the Procurement List.

Comments were received from the incumbent contractor indicating that adding Warehouse—Receiving & Distribution Services to the Procurement List would result in negative economic and business impact to its company. The contractor also commented that it has worked in partnership with the government for over nine years to provide consistently excellent service, innovation and best value. Finally, the contractor questioned the qualifications and capabilities of persons with certain disabilities to perform some of the functions of this service.

The Committee for Purchase From People Who Are Blind or Severely Disabled (Committee) operates pursuant to statutory and regulatory requirements. Committee decisions on what items are suitable for addition to the Procurement List are specifically

guided by regulations in 41 CFR Chapter 51. The Committee regulation states that for a commodity or service to be suitable for addition to the Procurement List each of the following criteria must be satisfied: Employment potential; nonprofit agency qualifications, capability, and level of impact on the current contractor for the commodity or service.

The Committee, as an independent federal agency, is responsible for implementing the Javits-Wagner-O'Day Act. In accordance with the Act and the Code of Federal Regulations, the Committee determines which products and services produced and/or provided by nonprofit agencies employing people who are blind or with other severe disabilities are suitable for procurement by the government. The members independently consider and appropriately decide whether each product or service meets its established criteria for addition to the Procurement List. While the incumbent contractor has stated that this addition would result in adverse impact to his company, the evaluation by the Committee had determined that it would not result in severe adverse financial impact. The Committee has also determined that the nonprofit agency—and its employees—is capable and qualified to provide the service to the government. Therefore, in this situation, all four criteria have been evaluated by the Committee and the service has been determined to be suitable for addition to the Procurement List.

The Committee appreciates the struggle of small business at the local level to maintain training and employment opportunities. However, the obligation of the Committee is to focus on increasing opportunities for nonprofit agencies employing people who are blind or with other severe disabilities.

After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the products and services and impact of the additions on the current or most recent contractors, the Committee has determined that the products and services listed below are suitable for procurement by the Federal Government under 41 U.S.C. 46-48c and 41 CFR 51-2.4.

Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or

other compliance requirements for small entities other than the small organizations that will furnish the products and services to the Government.

2. The action will result in authorizing small entities to furnish the products and services to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the products and services proposed for addition to the Procurement List.

End of Certification

Accordingly, the following products and services are added to the Procurement List:

Products

- NSN: 8415-00-NSH-1746—Armored Survival Vest Ensemble, Small.
- NSN: 8465-00-NSH-2008—Set of Pockets (Armored Survival Vest).
- NSN: 8465-00-NSH-2007—HABD/SEA Pocket, Armored Survival Vest.
- NSN: 8465-00-NSH-2006—Radio Pocket, Armored Survival Vest.
- NSN: 8465-00-NSH-2005—General Pocket, Armored Survival Vest.
- NSN: 8415-00-NSH-1783—Armored Survival Vest, Extra Large.
- NSN: 8415-00-NSH-1782—Armored Survival Vest, Large.
- NSN: 8415-00-NSH-1781—Armored Survival Vest, Medium.
- NSN: 8415-00-NSH-1780—Armored Survival Vest, Small.
- NSN: 8415-00-NSH-1749—Armored Survival Vest Ensemble, Extra Large.
- NSN: 8415-00-NSH-1748—Armored Survival Vest Ensemble, Large.
- NSN: 8415-00-NSH-1747—Armored Survival Vest Ensemble, Medium.
- NPA: Peckham Vocational Industries, Inc., Lansing, MI.

Contracting Activity: Dept of the Navy, Naval Air Systems Command Headquarters, Patuxent River, MD.

Coverage: C—List for the requirements of the Department of the Navy, Naval Air Systems Command, Patuxent River, MD.

Services

- Service Type/Location:* Custodial/Building Maintenance/Groundskeeping, San Angelo Air and Marine Unit, 8092 Hangar Road, San Angelo, TX.
- NPA: Mavagi Enterprises, Inc., San Antonio, TX.

Contracting Activity: Bureau of Customs and Border Protection, Department of Homeland Security, Office of Procurement, Washington, DC.

- Service Type/Location:* Consolidated Facilities Maintenance (CFM)
Naval Medical Center Portsmouth, 620 John Paul Jones Circle, Portsmouth, VA.
Boone Clinic, Naval Amphibious Base Little Creek, 1035 Nider Blvd., Norfolk, VA.