

detailed information on this action, please refer to those documents. The regulations include mitigation, monitoring, and reporting requirements for the incidental take of marine mammals during fisheries research activities in the specified geographic region.

NEFSC conducts fisheries research using pelagic trawl gear used at various levels in the water column, bottom-contact trawl gear, pelagic and demersal longlines with multiple hooks, gillnets, fyke nets, dredges, pots, traps, and other gear. If a marine mammal interacts with gear deployed by NEFSC, the outcome could potentially be Level A harassment, serious injury (*i.e.*, any injury that will likely result in mortality), or mortality. We pooled the estimated number of incidents of take resulting from gear interactions and assessed the potential impacts accordingly. NEFSC also uses various active acoustic devices in the conduct of fisheries research, and use of these devices has the potential to result in Level B harassment of marine mammals. Level B harassment of pinnipeds hauled out on land may also occur as a result of visual disturbance from vessels conducting NEFSC research.

The NEFSC conducts fisheries research surveys in the Atlantic coast region which spans the United States-Canadian border to Florida. This specified geographic region includes the following subareas: the Gulf of Maine, Georges Bank, Southern New England waters, the Mid-Atlantic Bight, and the coastal waters of northeast Florida. The NEFSC is authorized to take individuals of 10 species by Level A harassment, serious injury, or mortality (hereafter referred to as M/SI + Level A) and of 19 species by Level B harassment.

#### Authorization

We have issued an LOA to NEFSC authorizing the take of marine mammals incidental to fisheries research activities, as described above. Take of marine mammals will be minimized through implementation of the following mitigation measures: (1) Required monitoring of the sampling areas to detect the presence of marine mammals before deployment of pelagic trawl nets, bottom-contact trawl gear, pelagic or demersal longline gear, gillnets, fyke nets, pots, traps, and other gears; (2) Required implementation of standard tow durations of not more than 30 minutes to reduce the likelihood of incidental take of marine mammals; (3) Required implementation of the mitigation strategy known as the “move-on rule,” which incorporates best professional judgment, when necessary

during trawl and longline operations; (4) Required compliance with applicable vessel speed restrictions; and (5) Required compliance with applicable and relevant take reduction plans for marine mammals. Additionally, the rule includes an adaptive management component that allows for timely modification of mitigation or monitoring measures based on new information, when appropriate. The NEFSC will submit reports as required.

Based on these findings and the information discussed in the preamble to the final rule, the activities described under these LOAs will have a negligible impact on marine mammal stocks and will not have an unmitigable adverse impact on the availability of the affected marine mammal stock for subsistence uses.

Dated: September 13, 2016.

**Donna S. Wieting,**

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

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Science Advisory Board (SAB); Meeting

**AGENCY:** Office of Oceanic and Atmospheric Research (OAR) National Oceanic and Atmospheric Administration (NOAA) Department of Commerce (DOC).

**ACTION:** Notice of open meeting.

**SUMMARY:** The Science Advisory Board (SAB) was established by a Decision Memorandum dated September 25, 1997, and is the only Federal Advisory Committee with responsibility to advise the Under Secretary of Commerce for Oceans and Atmosphere on strategies for research, education, and application of science to operations and information services. SAB activities and advice provide necessary input to ensure that National Oceanic and Atmospheric Administration (NOAA) science programs are of the highest quality and provide optimal support to resource management.

**Time and Date:** The meeting will be held Thursday November 17, 2016 from 9:45 a.m. EST to 5:45 p.m. EST and on Friday November 18, 2016 from 8:30 a.m. EST to 1:45 p.m. EST. These times and the agenda topics described below are subject to change. Please refer to the Web page [www.sab.noaa.gov/](http://www.sab.noaa.gov/)

*SABMeetings.aspx* for the most up-to-date meeting times and agenda.

**Place:** The meeting will be held at The Nature Conservancy, 4245 North Fairfax Drive, Suite 100, Arlington, Virginia 22203.

**Status:** The meeting will be open to public participation with a 15-minute public comment period on November 17 from 5:30–5:45 p.m. EST (check Web site to confirm time). The SAB expects that public statements presented at its meetings will not be repetitive of previously submitted verbal or written statements. In general, each individual or group making a verbal presentation will be limited to a total time of two (2) minutes. Individuals or groups planning to make a verbal presentation should contact the SAB Executive Director by November 10, 2016 to schedule their presentation. Written comments should be received in the SAB Executive Director’s Office by November 10, 2016, to provide sufficient time for SAB review. Written comments received by the SAB Executive Director after November 10, 2016, will be distributed to the SAB, but may not be reviewed prior to the meeting date. Seating at the meeting will be available on a first-come, first-served basis.

**Special Accommodations:** These meetings are physically accessible to people with disabilities. Requests for special accommodations may be directed no later than 12:00 p.m. on November 10, 2016, to Dr. Cynthia Decker, SAB Executive Director, SSMC3, Room 11230, 1315 East-West Highway, Silver Spring, MD 20910; Email: [Cynthia.Decker@noaa.gov](mailto:Cynthia.Decker@noaa.gov).

**Matters To Be Considered:** The meeting will include the following topics: (1) Report from the Review of the Cooperative Institute for Research in Environmental Sciences (CIRES); (2) Updates from the NOAA Administrator and Chief Scientist; (3) Discussion on the Ecosystem Services Valuation Report; (4) Discussion on the GOES-R Level 0 Data report; (5) Discussion on RESTORE Act Metrics and Communication report; (6) SAB Strategy Discussion and Implications for NOAA; and (7) Discussion of the SAB Working Group Concept of Operations.

**FOR FURTHER INFORMATION CONTACT:** Dr. Cynthia Decker, Executive Director, Science Advisory Board, NOAA, Room 11230, 1315 East-West Highway, Silver Spring, MD 20910. Email: [Cynthia.Decker@noaa.gov](mailto:Cynthia.Decker@noaa.gov); or visit the NOAA SAB Web site at <http://www.sab.noaa.gov>.

Dated: September 14, 2016.

**Jason Donaldson,**

Chief Financial Officer, Office of Oceanic and Atmospheric Research, National Oceanic and Atmospheric Administration.

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## DEPARTMENT OF COMMERCE

### National Telecommunications and Information Administration

#### First Responder Network Authority

[Docket Number: 160830796-6796-01]

RIN 0660-XC030

#### Notice of Availability of a Draft Programmatic Environmental Impact Statement for the West Region of the Nationwide Public Safety Broadband Network and Notice of Public Meetings

**AGENCY:** First Responder Network Authority, National Telecommunications and Information Administration, U.S. Department of Commerce.

**ACTION:** Announcement of availability of a draft programmatic environmental impact statement and of public meetings.

**SUMMARY:** The First Responder Network Authority (“FirstNet”) announces the availability of the Draft Programmatic Environmental Impact Statement for the West Region (“Draft PEIS”). FirstNet also announces a series of public meetings to be held throughout the West Region to receive comments on the Draft PEIS. The Draft PEIS evaluates the potential environmental impacts of the proposed nationwide public safety broadband network in the West Region, composed of Arizona, California, Idaho, Nevada, Oregon, and Washington.

**DATES:** Submit comments on the Draft PEIS for the West Region on or before November 15, 2016. FirstNet will also hold public meetings in each of the six states. See **SUPPLEMENTARY INFORMATION** section for meeting dates.

**ADDRESSES:** At any time during the public comment period, members of the public, public agencies, and other interested parties are encouraged to submit written comments, questions, and concerns about the project for FirstNet’s consideration or to attend any of the public meetings. Written comments may be submitted electronically via [www.regulations.gov](http://www.regulations.gov), FIRSTNET-2016-0004, or by mail to Genevieve Walker, Director of Environmental Compliance, First Responder Network Authority, National

Telecommunications and Information Administration, U.S. Department of Commerce, 12201 Sunrise Valley Drive, M/S 243, Reston, VA 20192. Comments received will be made a part of the public record and may be posted to FirstNet’s Web site ([www.firstnet.gov](http://www.firstnet.gov)) without change. Comments should be machine readable and should not be copy-protected. All personally identifiable information (e.g., name, address) voluntarily submitted by the commenter may be publicly accessible. Do not submit confidential business information or otherwise sensitive or protected information. The Draft PEIS is available for download from [www.regulations.gov](http://www.regulations.gov), FIRSTNET-2016-0004. A CD containing the electronic files of this document is also available at public libraries (see Chapter 14 of the Draft PEIS for the complete distribution list). See **SUPPLEMENTARY INFORMATION** section for public meeting addresses.

**FOR FURTHER INFORMATION CONTACT:** For more information on the Draft PEIS, contact Genevieve Walker, Director of Environmental Compliance, First Responder Network Authority, National Telecommunications and Information Administration, U.S. Department of Commerce, 12201 Sunrise Valley Drive, M/S 243, Reston, VA 20192.

#### **SUPPLEMENTARY INFORMATION:**

##### **Public Meetings**

Attendees can obtain information regarding the project and/or submit a comment in person during public meetings. The meeting details are as follows:

- Olympia, Washington: October 3, 2016, from 4:00 p.m. to 8:00 p.m., DoubleTree by Hilton Hotel Olympia, 415 Capitol Way North, Olympia, WA 98501.
- Los Angeles, California: October 4, 2016, from 4:00 p.m. to 8:00 p.m., Omni Los Angeles Hotel at California Plaza, 251 South Olive Street, Los Angeles, CA 90012.
- Sacramento, California: October 5, 2016, from 4:00 p.m. to 8:00 p.m., Hyatt Regency Sacramento, 1209 L Street, Sacramento, CA 95814.
- Carson City, Nevada: October 6, 2016, from 4:00 p.m. to 8:00 p.m., Courtyard Carson City, 3870 South Carson Street, Carson City, NV 89701.
- Salem, Oregon: October 12, 2016, from 3:00 p.m. to 8:00 p.m., DoubleTree by Hilton Hotel Salem, Oregon, 1590 Weston Court NE., Salem, OR 97301.
- Phoenix, Arizona: October 18, 2016, from 4:00 p.m. to 8:00 p.m., Renaissance Phoenix Downtown Hotel, 100 North 1st Street, Phoenix, AZ 85004.
- Pocatello, Idaho: October 20, 2016, from 4:00 p.m. to 8:00 p.m., Red Lion

Hotel Pocatello, 1555 Pocatello Creek Road, Pocatello, ID 83201.

#### **Background**

The Middle Class Tax Relief and Job Creation Act of 2012 (Pub. L. 112-96, Title VI, 126 Stat. 156 (codified at 47 U.S.C. 1401 *et seq.*)) (the “Act”) created and authorized FirstNet to take all actions necessary to ensure the building, deployment, and operation of an interoperable, nationwide public safety broadband network (“NPSBN”) based on a single, national network architecture. The Act meets a longstanding and critical national infrastructure need, to create a single, nationwide network that will, for the first time, allow police officers, fire fighters, emergency medical service professionals, and other public safety entities to effectively communicate with each other across agencies and jurisdictions. The NPSBN is intended to enhance the ability of the public safety community to perform more reliably, effectively, and safely; increase situational awareness during an emergency; and improve the ability of the public safety community to effectively engage in those critical activities.

The National Environmental Policy Act of 1969 (42 U.S.C. 4321-4347) (“NEPA”) requires federal agencies to undertake an assessment of environmental effects of their proposed actions prior to making a final decision and implementing the action. NEPA requirements apply to any federal project, decision, or action that may have a significant impact on the quality of the human environment. NEPA also establishes the Council on Environmental Quality (“CEQ”), which issued regulations implementing the procedural provisions of NEPA (see 40 CFR parts 1500-1508). Among other considerations, CEQ regulations at 40 CFR 1508.28 recommend the use of *tiering* from a “broader environmental impact statement (such as a national program or policy statements) with subsequent narrower statements or environmental analysis (such as regional or basin wide statements or ultimately site-specific statements) incorporating by reference the general discussions and concentrating solely on the issues specific to the statement subsequently prepared.”

Due to the geographic scope of FirstNet (all 50 states, the District of Columbia, and five territories) and the diversity of ecosystems potentially traversed by the project, FirstNet has elected to prepare five regional PEISs. The five PEISs were divided into the East, Central, West, South, and Non-