

have not identified any extraordinary circumstances that would preclude this categorical exclusion.

Endangered Species Act (ESA)

Section 7(a)(2) of the Endangered Species Act of 1973 (ESA: 16 U.S.C. 1531 *et seq.*) requires that each Federal agency insure that any action it authorizes, funds, or carries out is not likely to jeopardize the continued existence of any endangered or threatened species or result in the destruction or adverse modification of designated critical habitat. To ensure ESA compliance for the issuance of IHAs, NMFS consults internally, in this case with the Alaska Regional Office, whenever we propose to authorize take for endangered or threatened species.

The effects of this proposed Federal action were adequately analyzed in NMFS' Biological Opinion for the Berth III New Mooring Dolphins Project, dated February 11, 2021, which concluded that the take NMFS proposed to authorize through this IHA would not jeopardize the continued existence of any endangered or threatened species or destroy or adversely modify any designated critical habitat.

Authorization

NMFS has issued an IHA to the COK for in-water construction activities associated with the specified activity from October 1, 2022, through September 30, 2023. All previously described mitigation, monitoring, and reporting requirements from the initial 2021 IHA are incorporated.

Dated: September 3, 2021.

Kimberly Damon-Randall,

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

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BILLING CODE 3510-22-P

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

Procurement List; Proposed Deletions

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

ACTION: Proposed deletions from the Procurement List.

SUMMARY: The Committee is proposing to delete service(s) from the Procurement List that were furnished by nonprofit agencies employing persons who are blind or have other severe disabilities.

DATES: Comments must be received on or before: October 10, 2021.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, 1401 S Clark Street, Suite 715, Arlington, Virginia 22202-4149.

FOR FURTHER INFORMATION CONTACT: For further information or to submit comments contact: Michael R. Jurkowski, Telephone: (703) 785-6404, or email CMTEFedReg@AbilityOne.gov.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to 41 U.S.C. 8503(a)(2) and 41 CFR 51-2.3. Its purpose is to provide interested persons an opportunity to submit comments on the proposed actions.

Deletions

The following service(s) are proposed for deletion from the Procurement List:

Service(s)

Service Type: Janitorial/Custodial

Mandatory for: Port Angeles Federal Building: 138 W First Street NULL Port Angeles, WA

Contracting Activity: PUBLIC BUILDINGS SERVICE, GSA/PBS

Service Type: Janitorial Service

Mandatory for: US Coast Guard, C3CEN-R21-Juneau Detachment, Douglas, AK 100 Savikko Douglas, AK

Designated Source of Supply: REACH, Inc., Juneau, AK

Contracting Activity: U.S. COAST GUARD, BASE KETCHIKAN(00035)

Service Type: Custodial Service

Mandatory for: White Mountain National Forest, Saco Ranger Administrative Site, Conway, NH Routes 112, 33 Kancamagus Highway, Conway, NH

Designated Source of Supply: Northern New England Employment Services, Portland, ME

Contracting Activity: FOREST SERVICE, ALLEGHENY NATIONAL FOREST

Michael R. Jurkowski,

Acting Director, Business Operations.

[FR Doc. 2021-19561 Filed 9-9-21; 8:45 am]

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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: Deletions from the Procurement List.

SUMMARY: This action adds service(s) to the Procurement List that will be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities and deletes product(s) from the Procurement List previously furnished by such agencies.

DATES:

Date added to the Procurement List: September 29, 2021.

Date deleted from the Procurement List: October 10, 2021.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, 1401 S Clark Street, Suite 715, Arlington, Virginia 22202-4149.

FOR FURTHER INFORMATION CONTACT: Michael R. Jurkowski, Telephone: (703) 785-6404, or email CMTEFedReg@AbilityOne.gov.

SUPPLEMENTARY INFORMATION:

Additions

On 6/18/2021 the Committee for Purchase From People Who Are Blind or Severely Disabled published notice of proposed additions to the Procurement List. This notice is published pursuant to 41 U.S.C. 8503(a)(2) and 41 CFR 51-2.3.

After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the service(s) and impact of the additions on the current or most recent contractors, the Committee has determined that the service(s) listed below are suitable for procurement by the Federal Government under 41 U.S.C. 8501-8506 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 service(s) to the Government.

2. The action will result in authorizing small entities to furnish the service(s) 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. 8501-8506) in connection with the product(s) and service(s) proposed for addition to the Procurement List.

End of Certification

Accordingly, the following service(s) are added to the Procurement List:

Service(s)

Service Type: Document Management Service

Mandatory for: National Geospatial-Intelligence Agency, Records Management Program, St Louis, MO

Designated Source of Supply: ServiceSource, Inc., Oakton, VA

Contracting Activity: NATIONAL GEOSPATIAL-INTELLIGENCE AGENCY (NGA), NATL GEOSPATIAL-INTELLIGENCE AGENCY

The Committee finds good cause to dispense with the 30-day delay in the effective date normally required by the Administrative Procedure Act. See 5 U.S.C. 553(d). This addition to the Committee's Procurement List is effectuated because of the expiration of the National Geospatial Agency, Document Management contract. The Federal customer contacted and has worked diligently with the AbilityOne Program to fulfill this service need under the AbilityOne Program. To avoid performance disruption, and the possibility that the National Geospatial Agency will refer its business elsewhere, this addition must be effective on September 29, 2021, ensuring timely execution for a September 30, 2021, start date while still allowing 19 days for comment. The Committee determined that no severe adverse impact exists on any current contractor, as this is new requirement never having been contracted for in the past. The Committee also published a notice of proposed Procurement List addition in the Federal Register on June 18, 2021 and did not receive any comments from any interested persons. This addition will not create a public hardship and has limited effect on the public at large, but, rather, will create new jobs for other affected parties—people with significant disabilities in the AbilityOne program who otherwise face challenges locating employment. Moreover, this addition will enable Federal customer operations to continue without interruption.

Deletions

On 8/6/2021, the Committee for Purchase From People Who Are Blind or Severely Disabled published notice of proposed deletions from the Procurement List. This notice is published pursuant to 41 U.S.C. 8503(a)(2) and 41 CFR 51-2.3.

After consideration of the relevant matter presented, the Committee has determined that the product(s) listed below are no longer suitable for procurement by the Federal Government under 41 U.S.C. 8501-8506 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 additional reporting, recordkeeping or other compliance requirements for small entities.

2. The action may result in authorizing small entities to furnish the product(s) 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. 8501-8506) in

connection with the product(s) deleted from the Procurement List.

End of Certification

Accordingly, the following product(s) are deleted from the Procurement List:

Product(s)

NSN(s)—Product Name(s): 8460-00-368-4281—Case, Map and Photograph
Contracting Activity: DLA TROOP SUPPORT, PHILADELPHIA, PA

NSN(s)—Product Name(s):
8455-01-113-0062—Qualification Badge, Basic Marksman, U. S. Army
8455-01-113-0066—Qualification Badge, Basic Sharpshooter, U. S. Army

Designated Source of Supply: Fontana Resources at Work, Fontana, CA
Contracting Activity: DLA TROOP SUPPORT, PHILADELPHIA, PA

NSN(s)—Product Name(s): 7360-00-660-0526—Dining Packet, In-Flight, Deluxe
Designated Source of Supply: Cincinnati Association for the Blind, Cincinnati, OH
Contracting Activity: GSA/FSS GREATER SOUTHWEST ACQUISITI, FORT WORTH, TX

NSN(s)—Product Name(s):
8520-01-303-4037—Toothpaste, 3.0 oz., Fluoride
8530-01-293-1387—Toothbrush, Adult, Assorted Colors, 6", Soft Bristles
Designated Source of Supply: North Jersey Friendship House, Inc., Hackensack, NJ
Contracting Activity: GSA/FSS GREATER SOUTHWEST ACQUISITI, FORT WORTH, TX

Michael R. Jurkowski,

Acting Director, Business Operations.

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BILLING CODE 6353-01-P

DEPARTMENT OF EDUCATION

Third-Party Access to the Department's Information Technology Systems and Notice of Criminal Penalties for Misuse of Access Devices

AGENCY: Federal Student Aid, Department of Education.

ACTION: Notice.

SUMMARY: The U.S. Department of Education (Department) outlines the requirements for third-party access to the Department's Information Technology (IT) systems and establishes criminal penalties for misuse of access devices. Specifically, this notice sets forth the definition of an access device, the terms of service, the Code of Conduct, and information security standards, and provides notice of related criminal penalties.

DATES: This notice is applicable September 10, 2021.

FOR FURTHER INFORMATION CONTACT:

Michael Ruggless, Federal Student Aid, 830 First Street NE, Union Center Plaza, Room 114B4, Washington, DC 20202-5345. Telephone: (202) 377-4098. Email: Michael.Ruggless@ed.gov.

Tamy Abernathy, Office of Postsecondary Education, 400 Maryland Avenue SW, 2C-129, Washington, DC 20202. Telephone: (202) 453-5970. Email: Tamy.Abernathy@ed.gov.

If you use a telecommunications device for the deaf (TDD) or a text telephone (TTY), call the Federal Relay Service, toll free, at 1-800-877-8339.

SUPPLEMENTARY INFORMATION: The Stop Student Debt Relief Scams Act of 2019 (STOP Act) amended sections 141, 485B, and 490 of the Higher Education Act of 1965, as amended (HEA), on December 22, 2020, to prevent and address the improper use of access devices issued by the Department and establish criminal penalties for improper use. (Pub. L. 116-251; 134 Stat. 1129-1132). Section 485B(e) of these HEA amendments includes provisions for the prevention of improper access to the Department's systems. Section 490(e) of these HEA amendments explicitly makes unauthorized access to the Department's IT systems and the misuse of identification devices issued by the Department a criminal act. Criminal penalties associated with the STOP Act are applicable one day after the date of publication of this notice. All other actions and information pursuant to these HEA amendments contained in this notice are applicable upon publication.

The Department establishes, pursuant to section 2(b) of the STOP Act, the following definition of an access device, terms of service, information security standards, and Code of Conduct.

Definition of Access Device

An access device, as defined in 18 U.S.C. 1029(e)(1), means any—

- (a) Card;
- (b) Plate;
- (c) Code;
- (d) Account number;
- (e) Electronic serial number;
- (f) Mobile identification number;
- (g) Personal identification number;
- (h) Other telecommunications service, equipment, or instrument identifier; or
- (i) Other means of account access that can be used alone or in conjunction with another access device—

(1) To obtain money, goods, services, or any other thing of value; or

(2) To initiate a transfer of funds (other than a transfer originated solely by paper instrument).