

and the environment. Therefore, we have preliminarily determined that the proposed ESA section 10(a)(1)(B) permit would be a low-effect ITP and may qualify for application of a categorical exclusion pursuant to the Council on Environmental Quality's NEPA regulations, DOI's NEPA regulations, and the DOI Departmental Manual. A low effect incidental take permit is one that would result in (1) minor or nonsignificant effects on species covered in the HCP; (2) nonsignificant effects on the human environment; and (3) impacts that, when added together with the impacts of other past, present, and reasonably foreseeable actions, would not result in significant cumulative effects to the human environment.

### Next Steps

The Service will evaluate the application and the comments to determine whether to issue the requested permit. We will also conduct an intra-Service consultation pursuant to section 7 of the ESA to evaluate the effects of the proposed take. After considering the preceding and other matters, we will determine whether the permit issuance criteria of section 10(a)(1)(B) of the ESA have been met. If met, the Service will issue ITP number PER1097491 to Unicorp National Developments, LLC.

### Authority

The Service provides this notice under section 10(c) of the Endangered Species Act (16 U.S.C. 1531 *et seq.*) and its implementing regulations (50 CFR 17.32) and the National Environmental Policy Act (42 U.S.C. 4321 *et seq.*) and its implementing regulations (40 CFR 1500–1508 and 43 CFR 46).

### Robert L. Carey,

Manager, Division of Environmental Review,  
Florida Ecological Services Field Office.

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BILLING CODE 4333–15–P

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS–R4–ES–2023–0079;  
FXES1114040000EA–234–FF04EA1000]

### Receipt of Incidental Take Permit Application and Proposed Habitat Conservation Plan for the Alabama Beach Mouse, Baldwin County, AL; Categorical Exclusion

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

**ACTION:** Notice of availability; request for comment.

**SUMMARY:** We, the Fish and Wildlife Service (Service), announce receipt of an application from David Clampitt (applicant) for an incidental take permit (ITP) under the Endangered Species Act. The applicant requests the ITP to take the federally listed Alabama beach mouse (*Peromyscus polionotus ammobates*) incidental to construction in the City of Orange Beach, Baldwin County, Alabama. We request public comment on the application, which includes the applicant's proposed habitat conservation plan (HCP), and on the Service's preliminary determination that the proposed permitting action may be eligible for a categorical exclusion pursuant to the Council on Environmental Quality's National Environmental Policy Act (NEPA) regulations, the Department of the Interior's (DOI) NEPA regulations, and the DOI Departmental Manual. To make this preliminary determination, we prepared a draft environmental action statement and low-effect screening form, both of which are also available for public review. We invite comment from the public and local, State, Tribal, and Federal agencies.

**DATES:** We must receive your written comments on or before July 14, 2023.

### ADDRESSES:

**Obtaining Documents:** You may obtain copies of the documents online in Docket No. FWS–R4–ES–2023–0079 at <https://www.regulations.gov>.

**Submitting Comments:** If you wish to submit comments on any of the documents, you may do so in writing by any of the following methods:

- **Online:** <https://www.regulations.gov>. Follow the instructions for submitting comments on Docket No. FWS–R4–ES–2023–0079.
- **U.S. Mail:** Public Comments Processing, Attn: Docket No. FWS–R4–ES–2023–0079; U.S. Fish and Wildlife Service, MS: PRB/3W, 5275 Leesburg Pike, Falls Church, VA 22041–3803.

**FOR FURTHER INFORMATION CONTACT:** Mr. William Lynn, Project Manager, by telephone at 251–441–5868 or via email at [william\\_lynn@fws.gov](mailto:william_lynn@fws.gov). Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

**SUPPLEMENTARY INFORMATION:** We, the Fish and Wildlife Service (Service), announce receipt of an application from David Clampitt (applicant) for an incidental take permit (ITP) under the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*). The applicant requests the ITP to take the federally listed Alabama beach mouse (*Peromyscus polionotus ammobates*) (ABM) incidental to the construction of a single-family home (project) in the City of Orange Beach, Baldwin County, Alabama. We request public comment on the application, which includes the applicant's habitat conservation plan (HCP), and on the Service's preliminary determination that this proposed ITP qualifies as low effect, and may qualify for a categorical exclusion pursuant to the Council on Environmental Quality's National Environmental Policy Act (NEPA) regulations (40 CFR 1501.4), the Department of the Interior's (DOI) NEPA regulations (43 CFR 46), and the DOI's Departmental Manual (516 DM 8.5(C)(2)). To make this preliminary determination, we prepared a draft environmental action statement and low-effect screening form, both of which are also available for public review.

### Proposed Project

The applicant requests a 30-year ITP to take ABM by destroying approximately 0.160 acre (ac) of occupied ABM foraging and sheltering habitat incidental to the construction of a single-family home located on a 1.67-ac parcel in Baldwin County, Alabama. The previous single-family home that was located on the site was destroyed in 2004 by Hurricane Ivan.

The applicant proposes 1.10 ac of on-site mitigation through the restoration (0.01 ac), enhancement (0.41 ac), and protection (0.68 ac) of ABM habitat. This proposed onsite mitigation would be protected and maintained in the event of landfalling tropical cyclones for the duration of the permit. In addition to the on-site conservation measures, the applicant will purchase and dedicate to conservation a 0.232-ac platted lot that contains existing ABM habitat. This off-site mitigation area is near Federal lands and will remove the parcel from development pressure and future ITP processes. In total, the plan proposes restoring, enhancing, and protecting 1.332 ac of ABM habitat.

The standard mitigation and minimization measures to be implemented on the site include installing sea turtle-friendly lighting and tinted windows, landscaping with native vegetation, enhancing the frontal dune area, constructing a concrete

driveway that will not disperse in a storm surge, implementing refuse-control measures during construction and requiring that future residents utilize such measures, and restoring ABM habitat after tropical storms. Free-roaming cats and the use of exterior rodenticide would be prohibited within the parcel.

#### Public Availability of Comments

Before including your address, phone number, email address, or other personal identifying information in your comment, be aware that your entire comment—including your personal identifying information—may be made available to the public. While you may request that we withhold your personal identifying information, we cannot guarantee that we will be able to do so.

#### Our Preliminary Determination

The Service has made a preliminary determination that the applicant's project, including land clearing, infrastructure building, landscaping, and the proposed mitigation and minimization measures, would individually and cumulatively have a minor effect on the Alabama beach mouse and the human environment. Therefore, we have preliminarily determined that the proposed ESA section 10(a)(1)(B) permit would be a low-effect ITP that individually or cumulatively would have a minor effect on the Alabama beach mouse and may qualify for application of a categorical exclusion pursuant to the Council on Environmental Quality's NEPA regulations, DOI's NEPA regulations, and the DOI Departmental Manual. A low-effect incidental take permit is one that would result in (1) minor or nonsignificant effects on species covered in the HCP; (2) nonsignificant effects on the human environment; and (3) impacts that, when added together with the impacts of other past, present, and reasonable foreseeable actions, would not result in significant cumulative effects to the human environment.

#### Next Steps

The Service will evaluate the application and the comments received to determine whether to issue the requested permit. We will also conduct an intra-Service consultation pursuant to section 7 of the ESA to evaluate the effects of the proposed take on the species. We will consider the above in determining whether the permit issuance criteria of section 10(a)(1)(B) of the ESA have been met. If met, the Service will issue ITP number PER0284585 to David Clampitt.

#### Authority

The Service provides this notice under section 10(c) of the Endangered Species Act (16 U.S.C. 1531 *et seq.*) and its implementing regulations (50 CFR 17.32) and the National Environmental Policy Act (42 U.S.C. 4321 *et seq.*) and its implementing regulations (40 CFR 1500–1508 and 43 CFR 46).

William J. Pearson,

Field Supervisor, Alabama Ecological Service Field Office.

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#### DEPARTMENT OF THE INTERIOR

##### Bureau of Indian Affairs

[234A2100DD/AAKC001030/A0A501010.999900253G]

##### Indian Gaming; Approval of Tribal-State Class III Gaming Compact in the State of Washington

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice.

**SUMMARY:** This notice publishes the approval of the Memorandum of Incorporation of Most Favored Nation Amendments to the Tribal State Compact (Amendment) between the Kalispel Indian Community of the Kalispel Reservation (Tribe) and the State of Washington (State).

**DATES:** The Amendment takes effect on June 14, 2023.

**FOR FURTHER INFORMATION CONTACT:** Ms. Paula L. Hart, Director, Office of Indian Gaming, Office of the Deputy Assistant Secretary—Policy and Economic Development, Washington, DC 20240, [paula.hart@bia.gov](mailto:paula.hart@bia.gov), (202) 219–4066.

**SUPPLEMENTARY INFORMATION:** Under section 11 of the Indian Gaming Regulatory Act (IGRA), Public Law 100–497, 25 U.S.C. 2701 *et seq.*, the Secretary of the Interior shall publish in the **Federal Register** notice of approved Tribal-State compacts for the purpose of engaging in Class III gaming activities on Indian lands. As required by 25 CFR 293.4, all compacts and amendments are subject to review and approval by the Secretary. The Amendment replaces Section III(O) with language to clearly establish which individuals will be allowed to carry firearms within the gaming facility, such as law enforcement, or other individuals authorized by the Tribe's ordinances and that the Tribe will maintain a list of all authorized persons. It also adds language regarding tort liability for negligent use of firearms. The

Amendment adds Appendix T, Technical Requirements Governing the Gaming Data Environment and adds Appendix W, Rules Governing Wide Area Progressives. The Amendment is approved.

Bryan Newland,

Assistant Secretary—Indian Affairs.

[FR Doc. 2023–12681 Filed 6–13–23; 8:45 am]

BILLING CODE 4337–15–P

#### DEPARTMENT OF THE INTERIOR

##### Bureau of Indian Affairs

[2341A2100DD/AAKC001030/A0A501010.999900]

##### Forthcoming FY 2024 NATIVE Act Tribal Tourism Cooperative Agreement

**AGENCY:** Bureau of Indian Affairs (BIA), Interior.

**ACTION:** Notice.

**SUMMARY:** The Office of the Assistant Secretary—Indian Affairs, through the Office of Indian Economic Development (OIED), will be soliciting proposals from Federally recognized Indian Tribes, Alaska Native Corporations, Native American Tribal Organizations, Tribal Colleges and Universities, and Native Hawaiian Organizations.

**DATES:** Proposals must be submitted to [Grants.gov](https://www.Grants.gov) no later than 5 p.m. EST by the deadline indicated on [Grants.gov](https://www.Grants.gov).

**ADDRESSES:** Proposals must be submitted to <https://www.Grants.gov>.

**FOR FURTHER INFORMATION CONTACT:** Ms. Denise Litz, Division Chief, Division of Economic Development, Office of Indian Economic Development, telephone: (303) 710–0661; email: [katharine.litz@bia.gov](mailto:katharine.litz@bia.gov). If you have questions regarding the application process, please contact Ms. Jo Ann Metcalfe, Grant Officer, telephone (401) 703–3390; email [jo.metcalfe@bia.gov](mailto:jo.metcalfe@bia.gov). Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Additional Program information can be found at: <https://www.bia.gov/service/grants/ttgp>.

**SUPPLEMENTARY INFORMATION:** This OIED announcement for the forthcoming FY 2024 NATIVE Act Tribal Tourism Cooperative Agreement Notice of Funding Opportunity (NOFO) is intended to give interested applicants time to prepare their applications prior to the opening of the application period. The OIED expects the official NOFO solicitation to run for approximately 90 days on [Grants.gov](https://www.Grants.gov), from June 30, 2023,