

Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia, 22202-3259.

**FOR FURTHER INFORMATION CONTACT:** Patricia Briscoe Telephone: (703) 603-7740, Fax: (703) 603-0655, or e-mail [CMTEFedReg@AbilityOne.gov](mailto: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 action.

#### Addition

If the Committee approves the proposed addition, the entities of the Federal Government identified in this notice for the service will be required to furnish the service listed below from the 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 organizations 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 Procurement List for production by the nonprofit agencies listed:

##### Service

Service Type/Location: Document Management, Portland Habilitation Center, 5312 NE., 148th Avenue, Portland, OR.

NPA: Portland Habilitation Center, Inc., Portland, OR.

Contracting Activity: Department of Agriculture, Forest Service, Gifford

Pinchot National Forest, Vancouver, WA.

##### Patricia Briscoe,

Deputy Director, Business Operations, Pricing and Information Management.

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**BILLING CODE 6353-01-P**

#### DEPARTMENT OF DEFENSE

##### Department of the Army; Corps of Engineers

##### Intent To Prepare a Programmatic Environmental Impact Statement for the Chesapeake Bay Oyster Recovery Project, Virginia & Maryland

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DOD.

**ACTION:** Notice of intent.

**SUMMARY:** The U.S. Army Corps of Engineers (USACE), Baltimore (NAB) and Norfolk (NAO) Districts published a Notice of Intent (NOI) (71 FR 14857) for the Chesapeake Bay Native Oyster Recovery study on March 24, 2006. That NOI announced that the USACE Baltimore and Norfolk Districts would prepare a single, integrated Native Oyster Restoration Master Plan (NORMP) and Programmatic Environmental Impact Statement (PEIS) for native oyster recovery in the entire Chesapeake Bay (including both Maryland and Virginia). The USACE is undertaking native oyster recovery in the Chesapeake Bay to support efforts to reverse the ongoing decline in oyster resources throughout the Bay.

The USACE is now announcing a major change in the timing of the NORMP and PEIS. The schedule for the NORMP and PEIS was delayed so that the document could be tiered to the "Programmatic EIS for Oyster Restoration in Chesapeake Bay Including the Use of a Native and/or Nonnative Oyster" (PEIS ORCB). The preferred alternative identified in the PEIS recommends "using a combination of alternatives that involves only the native Eastern oyster (*Crassostrea virginica*)." Consistent with the preferred alternative, the USACE will expand upon and further develop plans and recommendations for Chesapeake Bay native oyster restoration in the NORMP and PEIS.

##### FOR FURTHER INFORMATION CONTACT:

Questions and comments about the NORMP and/or PEIS can be addressed to Mr. Craig Seltzer, Norfolk District U.S. Army Corps of Engineers, ATTN: CENAO-PM-PA, 803 Front Street, Norfolk, VA 23510. E-mail address: [Craig.L.Seltzer@usace.army.mil](mailto:Craig.L.Seltzer@usace.army.mil) and phone number: 757-201-7390 or Ms.

Anna Compton, Baltimore District, U.S. Army Corps of Engineers, ATTN: CENAB-PL-P, 10 S. Howard Street, Baltimore, MD 21201. E-mail address: [Anna.M.Compton@usace.army.mil](mailto:Anna.M.Compton@usace.army.mil) and phone number: 410-962-4633. Please include your name and address in your message.

##### SUPPLEMENTARY INFORMATION:

1. The Baltimore District previously published a NOI (69 FR 68887) for the Chesapeake Bay Native Oyster Recovery study on November 26, 2004. That NOI indicated that the Baltimore District would prepare a Draft EIS for native oyster (*Crassostrea virginica*) recovery activities within Maryland waters of the Chesapeake Bay. A second NOI (71 FR 14857) was published for the Chesapeake Bay Native Oyster Recovery study on March 24, 2006. That NOI announced that the USACE Baltimore and Norfolk Districts would prepare a single, integrated NORMP and PEIS for native oyster recovery in the entire Chesapeake Bay.

2. To the fullest extent possible, the PEIS will be integrated with analyses and consultation required by the Fish and Wildlife Coordination Act of 1958, as amended; the National Historic Preservation Act of 1966, as amended; the Coastal Zone Management Act of 1972, as amended; the Endangered Species Act of 1973, as amended; the Marine Protection, Research and Sanctuaries Act of 1972, as amended; the Clean Water Act of 1977, as amended; and other applicable laws and regulations.

3. The NORMP/PEIS will be written in cooperation with the local sponsors, the Maryland Department of Natural Resources and Virginia Marine Resources Commission.

4. The NORMP/PEIS will incorporate science, policy, and experience from a number of sources to develop a comprehensive approach to oyster restoration in Maryland and Virginia. The purpose of the NORMP is to lay out a road map for a long-term, large-scale restoration of native oysters in the entire Chesapeake Bay. All suitable locations and techniques available for native oyster restoration will be identified and explored, and, if feasible, will be included in the NORMP/PEIS.

5. Previously performed oyster restoration activities by the Baltimore District include the: Creation of new oyster bars and rehabilitation of existing non-productive bars; construction of seed bars for production and collection of seed oysters or "spat"; planting of hatchery produced and seed bar spat on new and rehabilitated bars; and monitoring of implemented projects.

6. Previously performed oyster restoration activities by the Norfolk District include: Construction of permanent oyster reef sanctuaries; seeding of reefs with disease resistant DEBY™ strain oysters; adaptive management and monitoring; and managed spat-on-shell production areas with oysters moved to other sites in the Bay as part of a genetic rehabilitation stocking effort. This work is being conducted under the authority provided by Section 704(b) of the Water Resources Development Act (WRDA) of 1986, as amended.

7. Additional public scoping meetings will not be held for the NORMP and PEIS. This decision was driven primarily by the fact that the lead agencies conducted public scoping meetings in Maryland on the NORMP and PEIS in 2005, prior to the decision to prepare an integrated Maryland-Virginia master plan. Also, during the 60-day public comment period following the publication of the Draft PEIS-ORCB (October 17–December 15, 2008), lead agencies coordinated a series of public meetings to receive comments on the document. This document included the alternative of expanding native oyster restoration, which received much public input; therefore, this input will adequately facilitate scoping for this phase of the National Environmental Policy Act (NEPA) document development and will satisfy 40 CFR 1501.7. The USACE will conduct public meetings during the Draft NORMP/PEIS 45-day coordination and public review process scheduled for early 2011, and will include interested parties throughout the development of the PEIS through informational meetings, Web site postings, and other means.

8. All interested federal, state, and local agencies, interested private and public organizations, affected Indian tribes, and individuals are invited to submit written comments concerning the NORMP/PEIS within 30 days of the date of this notice.

9. The anticipated date of publication of the draft PEIS is March 2011. The PEIS will be prepared in accordance with (1) NEPA of 1969, as amended (42 U.S.C. 4321 *et seq.*), (2) regulations of the Council on Environmental Quality for implementing the procedural provisions of NEPA (40 CFR parts 1500–1508), and (3) USACE Procedures for Implementing NEPA (33 CFR part 230).

**Amy M. Guise,**

*Chief, Civil Project Development Branch.*

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## DEPARTMENT OF DEFENSE

### Department of the Army

#### Notice of Availability of a Journal Bearing Analysis Suite Computer Modeling Code for Exclusive, Partially Exclusive, or Non-exclusive Licenses

**AGENCY:** Department of the Army, DoD.

**ACTION:** Notice of availability.

**SUMMARY:** The Department of the Army announces the general availability of exclusive, partially exclusive or non-exclusive licenses relative to Journal Bearing Analysis Suite computer modeling code. See this link for a description of the suite and its capabilities: <http://www.grc.nasa.gov/WWW/SurfSci/JournalBearings/main-text.html>. Any license shall comply with 35 U.S.C. 209 and 37 CFR 404.

**FOR FURTHER INFORMATION CONTACT:** Michael D. Rausa, U.S. Army Research Laboratory, Office of Research and Technology Applications, ATTN: AMSRD-ARL-DP-P/Bldg. 434, Aberdeen Proving Ground, MD 21005-5425, Telephone: (410) 278-5028.

**SUPPLEMENTARY INFORMATION:** None.

**Brenda S. Bowen,**

*Army Federal Register Liaison Officer.*

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**BILLING CODE 3710-08-P**

## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Estuary Habitat Restoration Council; Open Meeting

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of open meeting.

**SUMMARY:** In accordance with section 105(h) of the Estuary Restoration Act of 2000, as amended (Title I, Pub. L. 106–457), announcement is made of the forthcoming meeting of the Estuary Habitat Restoration Council. The meeting is open to the public.

**DATES:** The meeting will be held October 6, 2009, from 9 a.m. to 12 p.m.

**ADDRESSES:** The meeting will be in room 3M60/70 in the GAO building located at 441 G Street, NW., Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Ms. Ellen Cummings, Headquarters, U.S. Army Corps of Engineers, Washington, DC 20314–1000, (202) 761–4750.

**SUPPLEMENTARY INFORMATION:** The Estuary Habitat Restoration Council consists of representatives of five agencies. These agencies are the

National Oceanic and Atmospheric Administration, Environmental Protection Agency, U.S. Fish and Wildlife Service, Department of Agriculture, and Army. The duties of the Council include, among others, soliciting, reviewing, and evaluating estuarine habitat restoration project proposals, and submitting to the Secretary of the Army a prioritized list of projects recommended for construction funding.

Agenda items will include an overview of the goals and requirements of the Act for the new Council members, election of the Council chairperson, decisions on recommending habitat restoration proposals to the Secretary of the Army for funding, discussion of revising the strategy published in 2002 and a brief review of monitoring requirements and the National Estuaries Restoration Inventory.

Security measures require that persons interested in attending the meeting must pre-register prior to 2 p.m. October 2, 2009. We cannot guarantee access for requests received after that time. To pre-register please contact Ellen Cummings by telephone or send an e-mail to [estuary.restoration@usace.army.mil](mailto:estuary.restoration@usace.army.mil). When leaving a voice mail message or sending an e-mail please provide the name of the individual attending, the company or agency represented, and a telephone number, in case there are any questions. Visitors to the building must enter on the “G” Street side of the GAO building. All attendees are required to show photo identification and must be escorted to the meeting room by Corps personnel. Attendee’s bags and other possessions are subject to being searched. All attendees arriving between one-half hour before and one-half hour after 9 a.m. will be escorted to the meeting. Those who are not pre-registered and/or arriving later than the allotted time will be unable to attend the public meeting.

**Brenda S. Bowen,**

*Army Federal Register Liaison Officer.*

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