

Of the 14 marine mammal species likely to occur in the area, four are listed as endangered under the ESA: North Atlantic right, humpback, fin, and sei whales. All of these species, as well as the northern coastal stock of bottlenose dolphin, are also considered depleted under the MMPA. The affected humpback and North Atlantic right whale populations have been increasing in recent years. However, there is insufficient data to determine population trends for the other depleted species in the project area. There is currently no designated critical habitat or known reproductive areas for any of these species in or near the project area. However, there are several well known North Atlantic right whale feeding grounds in the CCB and GSC. As mentioned previously, to the greatest extent practicable, all maintenance/repair work will be scheduled during the May 1 to November 30 time frame to avoid peak right whale feeding in these areas, which occur close to the Neptune Port. No mortality or injury is expected to occur and due to the nature, degree, and context of the Level B harassment anticipated, the activity is not expected to impact rates of recruitment or survival.

The population estimates for the species that may be taken by harassment from the most recent U.S. Atlantic SAR were provided earlier in this document (see Table 1). From the most conservative estimates of both marine mammal densities in the project area and the size of the 120-dB ZOI, the maximum calculated number of individual marine mammals for each species that could potentially be harassed annually is small relative to the overall population sizes (12.8 percent for humpback whales and 9.6 percent for North Atlantic right whales and no more than 4.4 percent of any other species).

Based on the analysis contained herein of the likely effects of the specified activity on marine mammals and their habitat, and taking into consideration the implementation of the mitigation and monitoring measures, NMFS finds that operation, including repair and maintenance activities, of the Neptune Port will result in the incidental take of small numbers of marine mammals, by Level B harassment only, and that the total taking from Neptune's activities will have a negligible impact on the affected species or stocks.

#### **Impact on Availability of Affected Species or Stock for Taking for Subsistence Uses**

There are no relevant subsistence uses of marine mammals implicated by this action.

#### **Endangered Species Act (ESA)**

On January 12, 2007, NMFS concluded consultation with MARAD and USCG under section 7 of the ESA on the proposed construction and operation of the Neptune LNG facility and issued a Biological Opinion. The finding of that consultation was that the construction and operation of the Neptune LNG terminal may adversely affect, but is not likely to jeopardize, the continued existence of North Atlantic right, humpback, and fin whales, and is not likely to adversely affect sperm, sei, or blue whales and Kemp's ridley, loggerhead, green, or leatherback sea turtles.

On March 2, 2010, MARAD and USCG sent a letter to NMFS requesting reinitiation of the section 7 consultation. MARAD and USCG determined that certain routine planned operations and maintenance activities, inspections, surveys, and unplanned repair work on the Neptune Deepwater Port pipelines and flowlines, as well as any other Neptune Deepwater Port component (including buoys, risers/umbilicals, mooring systems, and sub-sea manifolds), may constitute a modification not previously considered in the 2007 Biological Opinion. Construction of the Port facility has been completed, and, therefore, is no longer part of the proposed action. Consultation with NMFS' Northeast Regional Office is now complete. The 2010 Biological Opinion contains the following conclusion. After reviewing the best available information on the status of endangered and threatened species under NMFS jurisdiction, the environmental baseline for the action area, the effects of the action, and the cumulative effects in the action area, it is NMFS' biological opinion that the operation of the Neptune LNG deepwater port, including required maintenance and repair work, is likely to adversely affect, but is not likely to jeopardize the continued existence of the North Atlantic right, humpback, fin, and sei whale.

#### **National Environmental Policy Act (NEPA)**

MARAD and the USCG released a Final EIS/Environmental Impact Report (EIR) for the proposed Neptune LNG Deepwater Port (see **ADDRESSES**). A notice of availability was published by

MARAD on November 2, 2006 (71 FR 64606). The Final EIS/EIR provides detailed information on the proposed project facilities, construction methods, and analysis of potential impacts on marine mammals.

NMFS was a cooperating agency in the preparation of the Draft and Final EISs based on a Memorandum of Understanding related to the Licensing of Deepwater Ports entered into by the U.S. Department of Commerce along with 10 other government agencies. On June 3, 2008, NMFS adopted the USCG and MARAD FEIS and issued a separate Record of Decision for issuance of authorizations pursuant to sections 101(a)(5)(A) and (D) of the MMPA for the construction and operation of the Neptune LNG Port facility.

#### **Authorization**

As a result of these determinations, NMFS has issued an IHA to Neptune for the take of marine mammals incidental to port commissioning and operations, including repair and maintenance activities at the Neptune Deepwater Port, provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated.

Dated: July 12, 2010.

**James H. Lecky,**

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

[FR Doc. 2010-17434 Filed 7-15-10; 8:45 am]

**BILLING CODE 3510-22-S**

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### **COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED**

#### **Procurement List Additions and Deletion**

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

**ACTION:** Additions to and deletion from the Procurement List.

**SUMMARY:** This action adds products and services to the Procurement List that will be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities and deletes a service from the Procurement List previously furnished by such agency.

**DATES:** *Effective Date:* 8/16/2010.

**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](mailto:CMTEFedReg@AbilityOne.gov).

#### SUPPLEMENTARY INFORMATION:

##### Additions

On 5/21/2010 (75 FR 28589-28590) and 5/28/2010 (75 FR 29994-29995), the Committee for Purchase From People Who Are Blind or Severely Disabled published notices of proposed additions to the Procurement List.

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: 8415-01-580-0091—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0247—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0241—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0135—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0133—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0132—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0130—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0129—Cap, Patrol, Multi-Cam

NSN: 8415-01-580-0128—Cap, Patrol,

Multi-Cam  
NSN: 8415-01-580-0127—Cap, Patrol,

Multi-Cam  
NSN: 8415-01-580-0126—Cap, Patrol,

Multi-Cam  
NSN: 8415-01-580-0113—Cap, Patrol,

Multi-Cam  
NSN: 8415-01-580-0109—Cap, Patrol,

Multi-Cam  
NSN: 8415-01-580-0097—Cap, Patrol,

Multi-Cam  
NPA: Southeastern Kentucky Rehabilitation Industries, Inc., Corbin, KY

Contracting Activity: Dept of the Army, XR W2DF RDECOM ACQ CTR Natick, Natick, MA

Coverage: C-List for 100% of the requirement of the U.S. Army, as aggregated by the Department of the Army Research, Development, and Engineering Command, Natick, MA

NSN: 7510-01-411-7000—Portfolio, Clear Front Report Cover

NPA: Susquehanna Association for the Blind and Visually Impaired, Lancaster, PA

Contracting Activity: Federal Acquisition Service, GSA/FSS OFC SUP CTR—Paper Products, New York, NY

Coverage: A-List for the Total Government Requirement as aggregated by General Services Administration.

NSN: MR 824—Mandolin Slicer

NPA: Industries for the Blind, Inc., West Allis, WI

Contracting Activity: Military Resale, Defense Commissary Agency, Fort Lee, VA

Coverage: C-List for the requirement of military commissaries and exchanges as aggregated by the Defense Commissary Agency.

NSN: MR 823—Food Chopper

NPA: Industries for the Blind, Inc., West Allis, WI

Contracting Activity: Military Resale, Defense Commissary Agency, Fort Lee, VA

Coverage: C-List for the requirement of military commissaries and exchanges as aggregated by the Defense Commissary Agency.

NSN: 9390-01-078-8660—Tape, Reflective  
NPA: Bestwork Industries for the Blind, Inc., Runnemede, NJ

Contracting Activity: Defense Logistics Agency, Defense Supply Center Philadelphia, Philadelphia, PA

Coverage: C-List for 100% of the requirement of the Department of Defense, as aggregated by the Defense Logistics Agency, Defense Supply Center Philadelphia.

##### Services

Service Type/Locations: Janitorial and Grounds Maintenance, Customs and Border Patrol (CBP): Three Points Transport Base, 16434 W. Ajo Way, Robles Junction, AZ; 41455 S. Sasabe Highway, Sasabe, AZ

Vehicle Maintenance Facility, 9480 W. Adams Road, Eloy, AZ  
Papago Farms, FR 21, Sells, AZ  
Sonoita Checkpoint, Highway 83 MP 40.8, Sonoita, AZ

Willcox Station Facilities, 200 W. Rex Allen Jr. Road, Willcox, AZ

Willcox Checkpoint, Highway 80 MP 313, Willcox, AZ

Willcox Highway 191 Checkpoint, Highway 191, MP 41, Willcox, AZ  
Equestrian Training, 3293 E. Kimsey Road, Willcox, AZ

Intelligence and Operations Coordination Center, 2430 S. Swan Road, Tucson, AZ  
NPA: J.P. Industries, Inc., Tucson, AZ

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

Service Type/Locations: Laundry Service, Naval Hospital, 6000 West Hwy 98, Pensacola, FL

NPA: Wiregrass Rehabilitation Center, Inc., Dothan, AL

Contracting Activity: Dept of the Navy, FISC Jacksonville, Jacksonville, FL

Service Type/Locations: Laundry Service, Naval Hospital System, 2800 Child Street, Jacksonville, FL

NPA: GINFL Services, Inc., Jacksonville, FL

Contracting Activity: Dept of the Navy, FISC Jacksonville, Jacksonville, FL

Service Type/Locations: Food Service Attendants, Combat Readiness Training Center (CRTC) Dining Facility, 1401 Robert B. Miller Jr. Drive, Garden City, GA

NPA: Trace, Inc., Boise, ID

Contracting Activity: Dept of the Air Force, FA6643 HQ AFRES LGC, Robins AFB, GA

##### Deletion

On 5/28/2010 (75 FR 29994-29995), the Committee for Purchase From People Who Are Blind or Severely Disabled published notice of a proposed deletion from the Procurement List.

After consideration of the relevant matter presented, the Committee has determined that the service listed below is no longer 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 additional reporting, recordkeeping or other compliance requirements for small entities.

2. The action may result in authorizing small entities to provide a 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 a service deleted from the Procurement List.

##### End of Certification

Accordingly, the following service is deleted from the Procurement List:

## Service

*Service Type/Locations:* Food Service  
Attendant, Brunswick Naval Air Station:  
Building 201, New Brunswick, ME  
*NPA:* Pathways, Inc., Auburn, ME  
*Contracting Activity:* Dept of the Navy, U.S.  
Fleet Forces Command, Norfolk, VA

**Barry S. Lineback,**

*Director, Business Operations.*

[FR Doc. 2010-17412 Filed 7-15-10; 8:45 am]

**BILLING CODE 6353-01-P**

## COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

### Procurement List; Proposed Additions and Deletion

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

**ACTION:** Proposed additions to and deletion from the Procurement List.

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

**DATES:** Comments must be received on or before: 8/16/2010.

**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, tel.: (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 actions.

### Additions

If the Committee approves the proposed additions, the entities of the Federal Government identified in this notice will be required to procure the services listed below from nonprofit agencies 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 services to the Government.

2. If approved, the action will result in authorizing small entities to furnish the 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 services 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 services are proposed for addition to Procurement List for production by the nonprofit agencies listed:

#### Services

*Service Type/Location:* Contact Center Service, Office of the Comptroller of the Currency—Financial Management, Washington, DC (Offsite: 3510 Capital City Boulevard, Lansing, MI).

*NPA:* Peckham Vocational Industries, Inc., Lansing, MI.

*Contracting Activity:* U.S. Department of Treasury, Office of the Comptroller of the Currency—Financial Management, Washington, DC.

*Service Type/Location:* Transcription Service, U.S. Army War College, Carlisle, PA.

*NPA:* InspiriTec, Inc., Philadelphia, PA.

*Contracting Activity:* Department of the Army, Mission and Installation Contracting Command—Carlisle Barracks, Carlisle, PA.

### 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 a product 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 a product proposed for deletion from the Procurement List.

### End of Certification

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

## Product

*NSN:* 8415-00-205-3895—Apron, Construction Workers.

*NPA:* Blind Industries & Services of Maryland, Baltimore, MD.

*Contracting Activity:* GSA/FAS Southwest Supply Center (QSDAC), Fort Worth, TX.

**Barry S. Lineback,**

*Director, Business Operations.*

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**BILLING CODE 6353-01-P**

## CONSUMER PRODUCT SAFETY COMMISSION

### Commission Agenda and Priorities; Notice of Hearing

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice of public hearing.

**SUMMARY:** The Consumer Product Safety Commission ("Commission") will conduct a public hearing to receive views from all interested parties about its agenda and priorities for Commission attention during fiscal year 2012, which begins October 1, 2011. Participation by members of the public is invited. Written comments and oral presentations concerning the Commission's agenda and priorities for fiscal year 2012 will become part of the public record.

**DATES:** The hearing will begin at 10 a.m. on August 11, 2010. Requests to make oral presentations and the written text of any oral presentations must be received by the Office of the Secretary not later than 5 p.m. Eastern Standard Time (EST) on August 4, 2010.

**ADDRESSES:** The hearing will be in the Hearing Room, 4th Floor of the Bethesda Towers Building, 4330 East West Highway, Bethesda, Maryland 20814. Requests to make oral presentations and texts of oral presentations should be captioned "Agenda and Priorities FY 2012" and sent by electronic mail ("e-mail") to [cpsc-os@cpsc.gov](mailto:cpsc-os@cpsc.gov), or mailed or delivered to the Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814, no later than 5 p.m. EST on August 4, 2010.

**FOR FURTHER INFORMATION CONTACT:** For information about the hearing or to request an opportunity to make an oral presentation, please send an e-mail, call, or write Todd A. Stevenson, Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814; e-mail [cpsc-os@cpsc.gov](mailto:cpsc-os@cpsc.gov); telephone (301) 504-7923; facsimile (301) 504-0127. An electronic copy of the CPSC budget request for