

operations during the pupping and molting season; therefore, no pups will be affected by the proposed action and no impacts to any seals will occur as a result of the specified activity during these sensitive time periods. Mitigation measures (e.g. beginning work at the farthest distance to the haulout as possible, use of a muffler pack, etc.) will minimize onset of sudden, acute reactions and overall disturbance during project activities. In addition, it is not likely that seals at multiple haulouts will be disturbed simultaneously as work, for example, may affect the southern haulout but not the northern haulout based on location of the crew and barge. Although seals may initially flush into the water, based on previous disturbance studies and maintenance activity at the haulouts, the DNR expects seals will quickly habituate to piling and structure removal operations. For these reasons no long term or permanent abandonment of the haulout is anticipated.

The seals at Woodard Bay are considered resident and make small daily movements to forage; however, exactly how far they transit is unknown. The mean count of the localized seal population from 1977–2008 was 315 animals during the pupping season with a maximum of 400 individuals counted in 2008 during this time. However, as described above, these numbers drop over the late fall and winter. The DNR has scheduled the project to occur from November–February, a time outside of sensitive reproductive periods and during a time seal numbers are lowest. The DNR is authorized to take approximately 171 seals multiple times. The number of individual seals harassed may be considered small (10.5%) when compared to the Inland Washington stock size (n=14,612). The fact that only temporary Level B, or behavioral, harassment would occur, and that the activity has been scheduled outside of sensitive reproduction periods, ensures that the least practicable adverse impact will occur.

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 piling and structure removal associated with the WA DNR's habitat restoration project will result in the incidental take of small numbers of marine mammals by Level B harassment only, and that the total taking from the specified activity will have a negligible impact on the affected species or stocks.

### Impact on Availability of Affected Species for Taking for Subsistence Uses

There are no relevant subsistence uses of marine mammals implicated by this action. Endangered Species Act (ESA); thus, there will not be an unmitigable adverse impact on the availability for taking marine mammals for subsistence uses.

No marine mammals listed under the ESA have the potential to be taken incidental to the proposed action as none occur within the action area. Therefore, Section 7 consultation under the ESA is not required.

### National Environmental Policy Act (NEPA)

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*), as implemented by the regulations published by the Council on Environmental Quality (40 CFR parts 1500–1508), and NOAA Administrative Order 216–6, NMFS has prepared an Environmental Assessment (EA) to consider the direct, indirect and cumulative effects to pinnipeds and other applicable environmental resources resulting from issuance of the IHA. On October 27, 2010, NMFS issued a Finding of No Significant Impact on the EA.

Dated: October 29, 2010.

**James H. Lecky,**

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

[FR Doc. 2010–27883 Filed 11–3–10; 8:45 am]

**BILLING CODE 3510–22–P**

### DEFENSE NUCLEAR FACILITIES SAFETY BOARD

#### Extension of Time To Supplement Hearing Record

**AGENCY:** Defense Nuclear Facilities Safety Board.

**ACTION:** Extension of time to supplement hearing record.

**SUMMARY:** The Defense Nuclear Facilities Safety Board (Board) published a document in the **Federal Register** of July 26, 2010, (75 FR 43495), as amended, (75 FR 56080), concerning notice of a public hearing and meeting on October 7 and 8, 2010, with regard to the safety-related aspects of the design and construction of the Department of Energy's Waste Treatment and Immobilization Plant at the Hanford Site. The Board stated in that notice that the Board would hold the hearing record open until November 7, 2010, for the receipt of additional materials. The Board made the same

representation at the conclusion of the hearing on October 8, 2010.

**Extension of Time:** The Board now extends the period of time for which the hearing record will remain open an additional sixty (60) days until January 6, 2011. The Board has become aware of information which indicates that the public interest will be best served by extending the deadline for submission of materials into the hearing record. The Board will consider any such additional material in the course of evaluating its response to information collected at the hearing.

**Contact Person for More Information:** Brian Grosner, General Manager, Defense Nuclear Facilities Safety Board, 625 Indiana Avenue, NW., Suite 700, Washington, DC 20004–2901, (800) 788–4016. This is a toll-free number.

Dated: November 1, 2010.

**Peter S. Winokur,**  
*Chairman.*

[FR Doc. 2010–27900 Filed 11–3–10; 8:45 am]

**BILLING CODE 3670–01–P**

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### Meeting of the Chief of Naval Operations Executive Panel

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

**ACTION:** Notice of Partially Closed Meeting.

**SUMMARY:** The Chief of Naval Operations (CNO) Executive Panel will report on the findings and recommendations of the Latin America and the Caribbean, 2010 Subcommittee study. The meeting will consist of open and closed discussions. Closed discussions will include national and naval intelligence analysis, as well as consider major challenges which the United States will face over the next five years and implications of the regional security environment on the prospective role of U.S. naval forces. Open discussions will include the political, social and economic environment of Latin America and the Caribbean, focusing on crime (particularly narcotics trafficking), regional ethnic conflicts, and analysis of regional democratic processes. The discussion will concentrate on Central and South America and the Caribbean; considering issues also effecting Mexico as appropriate.

**DATES:** The meeting will be held on December 14, 2010, from 9 a.m. to 11:30 a.m. The session from 9 a.m.–10 a.m. will be open to the public; the session from 10 a.m.–11:30 a.m. will be closed to the public.

**ADDRESSES:** The meeting will be held in the Boardroom at CNA, 4825 Mark Center Drive, Alexandria, VA 22311-1846.

**FOR FURTHER INFORMATION CONTACT:** Commander Eric Taylor, CNO Executive Panel, 4825 Mark Center Drive, Alexandria, VA 22311-1846, 703-681-4909.

**SUPPLEMENTARY INFORMATION:** Pursuant to the provisions of the Federal Advisory Committee Act, as amended (5 U.S.C. App.), these matters constitute classified information that is specifically authorized by Executive Order to be kept secret in the interest of national defense and are, in fact, properly classified pursuant to such Executive Order. Accordingly, the Secretary of the Navy has determined in writing that the public interest requires that the portion of this meeting from 10 a.m.–11:30 a.m. be closed to the public because they will be concerned with matters listed in section 552b(c)(1) of title 5, United States Code.

Individuals or interested groups may submit written statements for consideration by the CNO Executive Panel at any time or in response to the agenda of a scheduled meeting. All requests must be submitted to the Designated Federal Officer at the address detailed below.

If the written statement is in response to the agenda mentioned in this meeting notice then the statement, if it is to be considered by the Panel for this meeting, must be received at least five days prior to the meeting in question.

The Designated Federal Officer will review all timely submissions with the CNO Executive Panel Chairperson, and ensure they are provided to members of the CNO Executive Panel before the meeting that is the subject of this notice.

To contact the Designated Federal Officer, write to Executive Director, CNO Executive Panel (N00K), 4825 Mark Center Drive, 2nd Floor, Alexandria, VA 22311-1846.

Dated: October 28, 2010.

**D.J. Werner,**

*Lieutenant Commander, Office of the Judge Advocate General, U.S. Navy, Federal Register Liaison Officer.*

[FR Doc. 2010-27928 Filed 11-3-10; 8:45 am]

**BILLING CODE 3810-FF-P**

## DEPARTMENT OF EDUCATION

### Notice of Proposed Information Collection Requests

**AGENCY:** Department of Education.

**ACTION:** Comment Request.

**SUMMARY:** The Department of Education (the Department), in accordance with the Paperwork Reduction Act of 1995 (PRA) (44 U.S.C. 3506(c)(2)(A)), provides the general public and Federal agencies with an opportunity to comment on proposed and continuing collections of information. This helps the Department assess the impact of its information collection requirements and minimize the reporting burden on the public and helps the public understand the Department's information collection requirements and provide the requested data in the desired format. The Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

**DATES:** Interested persons are invited to submit comments on or before January 3, 2011.

**ADDRESSES:** Comments regarding burden and/or the collection activity requirements should be electronically mailed to [ICDocketMgr@ed.gov](mailto:ICDocketMgr@ed.gov) or mailed to U.S. Department of Education, 400 Maryland Avenue, SW., LBJ, Washington, DC 20202-4537. Please note that written comments received in response to this notice will be considered public records.

**SUPPLEMENTARY INFORMATION:** Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that Federal agencies provide interested parties an early opportunity to comment on information collection requests. The Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management, publishes this notice containing proposed information collection requests at the beginning of the Departmental review of the information collection. The Department of Education is especially interested in public comment addressing the following issues: (1) Is this collection necessary to the proper functions of the Department; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might the Department enhance the quality, utility, and clarity of the information to be collected; and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Dated: October 29, 2010.

**Darrin A. King,**

*Director, Information Collection Clearance Division, Regulatory Information Management Services, Office of Management.*

### Office of Planning, Evaluation and Policy Development

*Type of Review:* New.

*Title of Collection:* Equitable

Distribution of Effective Teachers: State and Local Responses to Federal Initiatives.

*OMB Control Number:* 1875-NEW.

*Agency Form Number(s):* N/A.

*Frequency of Responses:* Once.

*Affected Public:* State, Local, or Tribal Government, State Educational Agencies or Local Educational Agencies.

*Total Estimated Number of Annual Responses:* 42.

*Total Estimated Number of Annual Burden Hours:* 126.

**Abstract:** The most recent reauthorization of the Elementary and Secondary Education Act in 2002 required that States provide assurances and develop plans to “ensure that poor and minority children are not taught at higher rates than other children by inexperienced, unqualified, or out of field teachers” (Section 1111(b)(8)(C)). In 2009, American Recovery and Reinvestment Act (ARRA) requirements reinforced the focus on equitable distribution of teachers by requiring States applying for education stimulus funds to provide updated assurances and to publicize their most recent “equity plans.” ARRA also establishes competitive grants to help States build their pool of effective teachers and address inequities in the distribution of teachers. In addition to their focus on the equitable distribution of teacher quality, Federal programs also have been promoting shifts in how teacher quality is measured, away from teacher qualifications and toward measures of instructional practice and effectiveness at raising student achievement. Federal programs such as the Teacher Incentive Fund and Race to the Top have provided incentives for States and districts to move in this direction, including funds to support some of the technical aspects of development.

Federal policymakers need to know whether the policies and programs they sponsor under these laws contribute to teacher quality for disadvantaged students. Hence, the U.S. Department of Education requires a study documenting the State and local actions to (a) develop new measures of teacher quality, (b) analyze the distribution of teacher quality, and (c) develop and implement plans to ensure teacher quality for disadvantaged students. To inform