

Committee schedule and agenda can be obtained by calling (813) 228-2815.

### Special Accommodations

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Anne Alford at the Council (see **ADDRESSES**) by January 8, 2001.

Dated: December 18, 2000.

**Richard W. Surdi,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*  
[FR Doc. 00-32726 Filed 12-21-00; 8:45 am]

**BILLING CODE: 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### Notice of Availability for License and Intent To Grant an Exclusive Patent License

**AGENCY:** Office of Oceanic and Atmospheric Research, NOAA, DOC.

**ACTION:** Notice of availability for license and intent to grant an exclusive patent license.

**SUMMARY:** The Environmental Technology Laboratory, Oceanic and Atmospheric Research Laboratories, National Oceanic and Atmospheric Administration, Department of Commerce, intends to grant the Department of Fisheries and Oceans of the Canadian Government, an exclusive license to its undivided interest in U.S. Patent 4,760,743 entitled "Acoustic Scintillation Liquid Flow Measurement" which is jointly owned by the U.S. Department of Commerce and the Canadian Patents and Development Limited. The counterpart Canadian patent 1,254,649 is owned by the Canadian Government.

**DATES:** The proposed license may be granted unless written evidence and argument is received within 60 days from the publication of this notice, establishing that the grant of the license would not be consistent with 35 U.S.C. 209 and 37 CFR 404.7.

**ADDRESSES:** Any comments about or objections to the proposed license shall be mailed to John H. Raubitschek, Patent Counsel, Department of Commerce, Room 4613, Washington, DC 20230.

**FOR FURTHER INFORMATION CONTACT:** If there are any questions, Mr. John H. Raubitschek may be contacted at 202-482-8010.

Dated: December 15, 2000.

**David L. Evans,**

*Assistant Administrator, Office of Oceanic and Atmospheric Research.*

[FR Doc. 00-32728 Filed 12-21-00; 8:45 am]

**BILLING CODE 3510-KD-M**

## DEPARTMENT OF DEFENSE

### Department of the Air Force

#### Department of Defense Commercial Air Carrier Quality and Safety Review

**AGENCY:** Department of the Air Force, DoD.

**ACTION:** Notice, correction.

**SUMMARY:** The Air Force published a document in the **Federal Register** September 5, 2000, concerning request for comments to assist the overall evaluation of commercial aircraft to provide quality, safe, and reliable airlift service when procured by the Department of Defense. The document contained incorrect information for "Average Burden per Respondent."

**FOR FURTHER INFORMATION CONTACT:** Mr. Larry Elliott, HQ (AMC/DOB) 402 Scott Drive, Unit 3A1, Scott AFB, IL 62225-5302.

#### Correction

In the **Federal Register** of September 5, 2000, in FR Doc. 00-22573, on page 53706, correct the Average Burden per Respondent to read:

*Average Burden per Respondent: 20 hours.*

Dated: December 12, 2000.

**Janet A. Long,**

*Air Force Federal Register Liaison Officer.*

[FR Doc. 00-32640 Filed 12-21-00; 8:45 am]

**BILLING CODE 5001-05-P**

## DEPARTMENT OF DEFENSE

### Department of the Army

#### Reserve Officers' Training Corps (ROTC) Program Subcommittee

**AGENCY:** U.S. Army Cadet Command, U.S. Army DoD.

**ACTION:** Notice of meeting.

**SUMMARY:** In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C., App. 2), announcement is made of the following Committee meeting:

*Name of Committee:* Reserve Officers' Training Corps (ROTC) Program Subcommittee.

*Dates of Meeting:* February 4-7, 2001.

*Place:* Quality Inn, Hampton, Virginia.

*Time:* 0800-1700 hours, February 5-6, 2001; and 0800-1200 hours February 7, 2001.

*Proposed Agenda:* Review and discuss status of Army ROTC since the July 2000 meeting held in Tacoma, Washington.

#### FOR FURTHER INFORMATION CONTACT:

Commander, HQ U.S. Army Cadet Command, ATTN: ATCC-TT (MAJ Hewitt), Fort Monroe, VA 23430. Telephone number is (757) 788-5456.

**SUPPLEMENTARY INFORMATION:** This meeting is open to the public. Any interested person may attend, appear before, or file statements with the committee.

**Gregory D. Showalter,**

*Army Federal Register Liaison Officer.*

[FR Doc. 00-32631 Filed 12-21-00; 8:45 am]

**BILLING CODE 3710-08-M**

## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Intent To Prepare a Draft Environmental Impact Statement (DEIS) for an Emergency Outlet From Devils Lake, ND, to the Sheyenne River

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

**ACTION:** Notice of Intent (Revised).

**SUMMARY:** Devils Lake is a terminal lake located in northeastern North Dakota. Devils Lake has a long history of a wide range of fluctuating lake levels. Since 1993, the lake has risen about 25 feet. Rising lake levels have resulted in damages to homes, businesses, infrastructure, transportation systems, and land uses. Significant expenditures of Federal, State, and local funds have been required to relocate structures and to raise and strengthen roads and levees. While these efforts will provide immediate protection, there is great concern that the lake could continue to rise. The Devils Lake basin is a subbasin of the Hudson Bay drainage system. Although Devils Lake has not contributed to the Hudson Bay drainage for many centuries, there is a potential for the lake to rise to its natural outlet elevation if the recent climate patterns persist. There is a potential for substantial damages to occur along the Sheyenne River, depending on the magnitude of the overflow event.

*Purpose and Need.* The purpose of the proposed action is to reduce the flood damages related to the rising lake levels in the flood-prone areas around Devils Lake and to reduce the potential for a natural overflow event.

*Proposed Action.* The proposed action is the construction of an outlet from Devils Lake, North Dakota, to the Sheyenne River.

**FOR FURTHER INFORMATION CONTACT:**

Questions concerning the DEIS can be directed to: Colonel Kenneth S. Kasprisin, District Engineer, St. Paul District, Corps of Engineers, ATTN: Mr. Robert Whiting, 190 Fifth Street East, St. Paul, Minnesota 55101-1638, or phone (651) 290-5264.

**SUPPLEMENTARY INFORMATION:**

1. The 1997 Emergency Supplemental Appropriations Act provided up to \$5 million under the Flood Control and Coastal Emergency account to conduct preconstruction engineering and design (PED) and prepare an associated Environmental Impact Statement (EIS) for an emergency outlet at Devils Lake. A Notice of Intent to prepare an EIS for an outlet from Devils Lake to the Sheyenne River under Public Law 105-18 was published in the **Federal Register** on 21 October 1997. That study was not completed.

2. The Energy and Water Development Appropriations Acts of 1998, 1999, and 2000 included funds for construction of the Devils Lake project subject to a determination of economic justification, compliance with the National Environmental Policy Act (NEPA) of 1969, compliance with the Boundary Waters Treaty Act of 1909, and technical soundness. No funds were provided to the Corps under these authorities.

3. An amount of \$2 million was provided from a supplemental appropriation in Fiscal Year 2000, and another \$4 million was included in the Fiscal Year 2001 appropriations. These funds are for preconstruction engineering and design of an emergency outlet from Devils Lake, North Dakota, to the Sheyenne River. The Corps is issuing a revised Notice of Intent because of the changed authority and funding.

4. *Proposed Action.* The proposed action in the authorizing legislation consists of an outlet to the Sheyenne River. Many potential outlet routes and concepts have been evaluated in prior studies. The route that has the greatest potential for being implementable is the Peterson Coulee route. Therefore, it is likely that, following an initial screening, this will be the outlet alternative that will be evaluated in detail. Further consideration would be needed to determine the recommended outlet operation plan. The evaluation would address an array of operating plans ranging from a discharge of 300 cubic feet per second (cfs) constrained by downstream channel capacity and water quality standards, to a 480 cfs unconstrained discharge. Outlet operation would be limited to 7 months

of the year, from May through November.

5. *Alternatives to be Investigated.* The Corps will examine the environmental impacts of the alternatives in an Environmental Impact Statement (EIS) in accordance with the National Environmental Policy Act (NEPA). The EIS will identify and evaluate alternatives to the proposed action, and will evaluate in detail only those alternatives that meet the purpose and need identified previously. Alternatives include the following:

a. *Future Without the Proposed Project.* The measures identified with this alternative are the base condition upon which other alternatives are to be compared for impact assessment under NEPA. This alternative assumes that the types of emergency measures currently being pursued in the project area would continue to be implemented as necessary due to rising lake levels. These emergency measures include such actions as raising the levees protecting the City of Devils Lake and relocating homes if the lake level continues to rise. If technically and economically feasible, emergency measures may also include building temporary levees, raising selected roads and railroads (within limits of reasonable safety acceptance), and protecting or relocating utilities. A continuation of the current level of upper basin storage and measures at the location of a natural overflow to minimize erosion will also be considered as potential features of the future without the proposed project. For the portion of the cost effectiveness evaluation using a scenario approach, it will be assumed that the current wet cycle will continue, as evidenced by U.S. Geological Survey and University of North Dakota studies, to the point of naturally overflowing into the Sheyenne River. Proposed actions by the State of North Dakota, such as an overflow to Stump Lake and a temporary outlet to the Sheyenne River along the Twin Lakes route, will not be assumed to be included in the future without conditions alternative at this time. If either or both are implemented, the evaluation of alternatives will be reviewed to determine what measures are needed to complete NEPA with this changed base condition.

b. *Upper Basin Management.* This alternative would examine taking further measures in the upper basin to reduce inflow into the lake, such as providing storage through retention structures, wetland restoration, or land use change.

c. *Expanded Infrastructure Measures.* Currently, roads are serving as barriers

to the rising and expanding waters of Devils Lake. These roads are acting as dams; however, they were not constructed to function as dams. This presents the possibility of safety concerns for road users and people living in areas protected by the roads. This alternative will examine taking additional measures beyond those described in the future without the proposed action alternative to ensure a safe level of flood protection within the basin.

d. *Combinations and Sensitivity Analysis.* In addition to evaluation of the above alternatives independently, several combinations of these alternatives will also be addressed. To better understand the sensitivity of assumptions used for the future without a proposed project condition, the selected alternative will be evaluated in comparison to at least three other base conditions. The other three scenarios are as follows:

(1) No additional Emergency Measures will be done in the Devils Lake basin.

(2) A more moderate scenario for future lake stage (maximum elevation 1455).

(3) An even more moderate scenario for future lake stage (maximum elevation 1450).

6. The DEIS will discuss the proposed action and alternatives. There will be an identification and evaluation of alternatives, additional supplemental scoping, a discussion of the direct impacts of the proposed action, and a general discussion of the need for monitoring project operation to determine impacts and mitigation needs.

7. Significant issues and resources to be identified in the DEIS were determined through coordination and scoping activities with responsible Federal, State, Canadian, and local agencies; the general public; interested private organizations and parties; and affected Native Americans during the previous scoping process. This scoping was conducted in conjunction with the previous Devils Lake basin studies. Significant issues identified through previous scoping activities for discussion in the DEIS are as follows:

a. Natural resources including: Aquatic, wildlife, vegetation, wetlands, and riparian areas;

b. Cultural resources;

c. Water quality and quantity, groundwater, erosion, sedimentation, and induced flooding;

d. Federally and State listed threatened or endangered plant or animal species;

e. Social and economic resources, soils, and downstream water users;

f. Downstream intrastate, interstate, and international resources; and

g. Native American and Tribal Trust resources and responsibilities.

8. Supplemental scoping/public involvement will be used to help identify any additional concerns and issues. Anyone who has an interest in participating in the development of the DEIS is invited to contact the St. Paul District, Corps of Engineers. A notice of any meetings will be provided to interested parties and to local news media.

9. Measures to address the project purpose and need are considered to be major in scope. Project features have the potential to result in significant impacts. The Corps of Engineers' environmental review will be conducted according to the requirements of the National Environmental Policy Act of 1969, National Historic Preservation Act of 1966, Council on Environmental Quality Regulations, Endangered Species Act of 1973, Section 404 of the Clean Water Act, and applicable laws and regulations.

10. It is anticipated that the DEIS will be available to the public in February 2002. The EIS will be supplemented as appropriate.

**Gregory D. Showalter,**

*Army Federal Register Liaison Officer.*

[FR Doc. 00-32629 Filed 12-21-00; 8:45 am]

**BILLING CODE 3710-CY-U**

## DEPARTMENT OF DEFENSE

### Department of the Army

#### Corps of Engineers Availability of Exclusive or Partially Exclusive Licenses

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

**ACTION:** Notice.

**SUMMARY:** The Department of the Army, U.S. Army Corps of Engineers, announces the general availability of exclusive, or partially exclusive licenses under the following pending patents. Any license granted shall comply with 35 U.S.C. 209 and 37 CFR Part 404.

*Serial Number:* 09/229,161.

*Filing Date:* 1/13/99.

*Title:* Method for Attaching Fabric and Floor Covering Materials to Concrete.

*Serial Number:* 09/397,071.

*Filing Date:* 9/16/99.

*Title:* Groundwater Flow Measuring System.

*Serial Number:* 09/408,911.

*Filing Date:* 9/30/99.

*Title:* Retrievable Filter Element for Subsurface Drainage.

*Serial Number:* 09/418,367.

*Filing Date:* 10/14/99.

*Title:* A Method for Measuring Depths of a Waterway and for Determining Vertical Positions of a Waterborne Vessel.

*Serial Number:* 09/418,481.

*Filing Date:* 10/15/99.

*Title:* Method of CEL Hybrid Modeling for Simulation of Ecosystem-Level Processes in Aquatic Environments.

*Serial Number:* 09/418,482.

*Filing Date:* 10/15/99.

*Title:* Method and System Capable of Performing a Substantially Continuous Uptake During a Trawling Operation.

*Serial Number:* 09/432,213.

*Filing Date:* 11/3/99.

*Title:* A Wearable Computer Configured for Geophysical Radar Profiling Applications.

*Serial Number:* 09/551,860.

*Filing Date:* 4/18/00.

*Title:* Instrument Channel Approach.

*Serial Number:* 09/553,613.

*Filing Date:* 4/20/2000.

*Title:* Method and Apparatus for Measuring and Assessing Corrosive Conditions of a Surface by a Remotely Controlled Robotic Vehicle.

*Serial Number:* 09/564,030.

*Filing Date:* 5/4/2000.

*Title:* Method and Apparatus for Installing a Small-scale Groundwater Sampling Well.

*Serial Number:* 09/572,942.

*Filing Date:* 5/18/2000.

*Title:* Method of Manufacturing Cement Board Incorporating Recycled Carpet Fiber and Cement Board Made in Accordance Therewith.

*Serial Number:* 09/628,940.

*Filing Date:* 7/28/00.

*Title:* Bag Dispenser.

*Serial Number:* 09/628,941.

*Filing Date:* 7/28/00.

*Title:* Detection of Sub-Surface Failures in Barriers

**DATES:** Applications for an exclusive or partially exclusive license may be submitted at any time from the date of this notice. However, no exclusive or partially exclusive license shall be granted until 90 days from the date of this notice.

**ADDRESSES:** Humphreys Engineer Center Support Activity, Office of Counsel, 7701 Telegraph Road, Alexandria, Virginia 22315-3860.

**FOR FURTHER INFORMATION CONTACT:** Patricia L. Howland (703) 428-6672.

**SUPPLEMENTARY INFORMATION:**

*Title:* Method for Attaching Fabric and Floor Covering Materials to

Concrete. A method of bonding a variety of moisture-sensitive materials, such as vinyl, wood, pressed boards, and textile materials to concrete, utilizing a steel foil or plate layer as an effective vapor barrier, that protects the adhesive beneath the floor covering from the moisture which moves through the concrete, preventing the adhesive bonding between the covering material, such as carpeting, and the concrete from failing, preventing permeation of moisture from the concrete to the adhesive bonding area, protecting the concrete and the covering material from premature weathering and providing a surface for paint or spray-on coatings.

*Title:* Groundwater Flow Measuring System. An apparatus and method of measuring and monitoring groundwater flow at extremely low seepage velocities (0.1-1.0 ft/day). The use of temperature sensors with a linear temperature response, as opposed to the highly nonlinear temperature response provided by thermistors, employs a groundwater monitoring probe comprising a central electric heater and three or more temperature sensors surrounding the heater, which are immersed in the groundwater in a slotted, perforated, or screened section of a casing inserted in a monitoring well, and which are electrically connected to electronic measuring, computing, and recording means at the surface.

*Title:* Retrievable Filter Element for Subsurface Drainage. The filter elements and process for constructing leach fields. The filter elements are assembled by placing rubber or plastic scrap pieces, in the form of chips, in net sacks. The net sacks containing the aggregate are attached to pieces of fabric filter cloth, which may be wrapped around the net sacks or draped around adjacent filter elements so that the soil surrounding the net sacks cannot infiltrate into the enclosed aggregate chips, but water draining into the aggregate chips can escape through the filter cloth into the surrounding soil.

*Title:* A Method for Measuring Depths of a Waterway and for Determining Vertical Positions of a Waterborne Vessel. A method for determining, on a continuous basis, the clearance between the bottom of a waterborne vessel and the bottom of a waterway.

*Title:* Method of CEL Hybrid Modeling for Simulation of Ecosystem-Level Processes in Aquatic Environments. A method for coupling Eulerian and Lagrangian reference frames so higher tropic levels of an aquatic ecosystem, such as fish and shellfish, can be systematically and realistically simulated, allowing for the