

common example of substantial involvement is collaboration between NIST scientists and recipient scientists or technicals. Further examples are listed in Section 5.03.d of Department of Commerce Administrative Order 203-26, which can be found at <http://www.osec.doc.gov/bmi/daos/203-26.htm>. NIST will make decisions regarding the use of a cooperative agreement on a case-by-case basis. Funding for contractual arrangements for services and products for delivery to NIST is not available under this announcement.

Additional Requirements

Primary Application Certifications

All primary applicant institutions must submit a completed form CD-511, "Certifications Regarding Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements and Lobbying," and the following explanations must be provided:

1. Nonprocurement Debarment and Suspension. Prospective participants (as defined at 15 CFR part 26, section 105) are subject to 15 CFR part 26, "Nonprocurement Debarment and Suspension" and the related section of the certification form prescribed above applies;

2. Drug-Free Workplace. Grantees (as defined at 15 CFR part 26, section 605) are subject to 15 CFR part 26, Subpart F, "Government wide Requirements for Drug-Free Workplace (Grants)" and the related section of the certification form prescribed above applies;

3. Anti-Lobbying. Persons (as defined at 15 CFR part 28, Section 105) are subject to the lobbying provisions of 31 U.S.C. 1352, "Limitation on use of appropriated funds to influence certain Federal contracting and financial transactions," and the lobbying section of the certification form prescribed above applies to application/bids for grants, cooperative agreements, and contracts for more than \$100,000, and loans and loan guarantees for more than \$150,000, or the single family maximum mortgage limit for affected programs, whichever is greater.

4. Anti-Lobbying Disclosure. Any applicant institution that has paid or will pay for lobbying using any funds must submit an SF-LLL, "Disclosure of Lobbying Activities," as required under 15 CFR part 28, Appendix B.

5. Lower-Tier Certifications. Recipients shall require applicant/bidder institutions for subgrants, contracts, subcontracts, or other tier covered transactions at any tier under the award to submit, if applicable, a

completed Form CD-512, "Certifications Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions and Lobbying" and disclosure form, SF-LLL, "Disclosure of Lobbying Activities." Form CD-512 is intended for the use of recipients and should not be transmitted to NIST. SF-LLL submitted by any tier recipient or subrecipient should be submitted to NIST in accordance with the instructions contained in the award document.

Name Check Reviews

All for-profit and non-profit applicants will be subject to a name check review process. Name checks are intended to reveal if any key individuals associated with the applicant have been convicted or are presently facing, criminal charges such as fraud, theft, perjury, or other matters which significantly reflect on the applicant's management honesty or financial integrity. Form CD-346 must be completed for all personnel with key programmatic or fiduciary responsibilities.

Preaward Activities

Applicants (or their institutions) who incur any costs prior to an award being made do so solely at their own risk of not being reimbursed by the Government. Notwithstanding any verbal assurance that may have been provided, there is no obligation on the part of NIST to cover pre-award costs.

No Obligation for Future Funding

If an application is accepted for funding, DOC has no obligation to provide any additional future funding in connection with that award. Renewal of an award to increase funding or extend the period of performance is at the total discretion of NIST.

Past Performance

Unsatisfactory performance under prior Federal awards may result in an application not being considered for funding.

False Statements

A false statement on an application is grounds for denial or termination of funds, and grounds for possible punishment by a fine or imprisonment as provided in 18 U.S.C. 1001.

Delinquent Federal Debts

No award of Federal funds shall be made to an applicant who has an outstanding delinquent Federal debt until either:

1. The delinquent account is paid in full,
2. A negotiated repayment schedule is established and at least one payment is received, or
3. Other arrangements satisfactory to DoC are made.

Indirect Costs: Regardless of any approved indirect cost rate applicable to the award, the maximum dollar amount of allocable indirect costs for which the DoC will reimburse the Recipient shall be the lesser of:

- (a) The Federal Share of the total allocable indirect costs of the award based on the negotiated rate with the cognizant Federal agency as established by audit or negotiation; or
- (b) the line item amount for the Federal share of indirect costs contained in the approved budget of the award.

Purchase of American-made Equipment and Products: Applicants are hereby notified that they are encouraged, to the greatest practicable extent, to purchase American-made equipment and products with funding provided under this program.

Federal Policies and Procedures: Recipients and subrecipients of the SR3 Team Grants Program shall be subject to all Federal laws and Federal and Departmental regulations, policies and procedures applicable to financial assistance awards, including 15 CFR Part 14 and 15 CFR Part 24, as applicable.

The SR3 Team Grants Program does not directly affect any state or local government.

Applications under the SR3 Team Grants Program are not subject to Executive Order 12372, "Intergovernmental Review and Federal Programs."

Executive Order Statement: This funding notice was determined to be "not significant" for purposes of Executive Order 12866.

Dated: September 26, 2001.

Karen H. Brown,
Deputy Director.

[FR Doc. 01-24928 Filed 10-3-01; 8:45 am]

BILLING CODE 3510-13-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Membership of the National Oceanic and Atmospheric Administration Performance Review Board

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

ACTION: Notice of Membership of NOAA Performance Review Board.

SUMMARY: In accordance with 5 U.S.C. 4314(c)(4), NOAA announces the appointment of an additional member to serve on the NOAA Performance Review Board (PRB). The NOAA PRB is responsible for reviewing performance appraisals and ratings of Senior Executive Service (SES) members and making written recommendations to the appointing authority on SES retention and compensation matters, including performance-based pay adjustments, awarding of bonuses and reviewing recommendations for potential Presidential Rank Award nominees, and SES recertification. The appointment of members to the NOAA PRB will be for a period of 24 months.

EFFECTIVE DATE: The effective date of service of the additional appointee to the NOAA Performance Review Board is September 21, 2001.

FOR FURTHER INFORMATION CONTACT: David M. Belt, Executive Resources Program Manager, Human Resources Management Office, Office of Finance and Administration, NOAA, 1305 East-West Highway, Silver Spring, Maryland 20910, (301) 713-0530 (ext. 204).

SUPPLEMENTARY INFORMATION: The name and position title of the additional member of the NOAA PRB is set forth below: Louis W. Uccellini, Director, National Centers for Environmental Prediction, National Weather Service, NOAA.

Dated: September 24, 2001.

Scott B. Gudes,

Acting Under Secretary/Administrator and Deputy Under Secretary.

[FR Doc. 01-24784 Filed 10-3-01; 8:45 am]

BILLING CODE 3510-12-M

DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

[Docket No. 010126025-1231-02]

RIN 0651-AB34

Request for Comments on Development of a Plan To Remove the Patent and Trademark Classified Paper Files From the Public Search Facilities; Reopening of Comment Period

AGENCY: United States Patent and Trademark Office.

ACTION: Notice of request for public comment; Reopening of comment period.

SUMMARY: The United States Patent and Trademark Office (USPTO) requests

public comment on issues associated with the development of a plan to remove the patent and trademark classified paper files from the USPTO's public search libraries and replace them with electronic records. These public search facilities are currently located in Crystal City, Arlington, Virginia. Interested members of the public are invited to present comments on the appropriate scope for and contents of this plan, including the topics outlined in the **SUPPLEMENTARY INFORMATION** section of this notice. The Notice of Request for Comments on Development of a Plan To Remove the Patent and Trademark Classified Paper Files From the Public Search Facilities was published at 66 FR 45012 on August 27, 2001. The period for comment in the Notice of Request for Comments ended September 26, 2001. Due to the number of requests from the public for an extension of the comment period for this notice, the comment period is reopened, and comments will be accepted by the USPTO until October 29, 2001. Comments received after September 26, 2001, but before the date this notice is published will also be accepted.

DATES: Written comments will be accepted by the USPTO until October 29, 2001.

ADDRESSES: Those interested in presenting written comments on the topics presented in the **SUPPLEMENTARY INFORMATION**, or any related topics, may mail their comments to the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, Washington, D.C. 20231, marked to the attention of Ronald Hack, Acting Chief Information Officer, or send them by facsimile transmission to (703) 308-7792.

Parties are encouraged to provide their comments in machine-readable format and send them over the Internet as electronic mail messages to file-removal@uspto.gov. Machine-readable submissions should be provided as unformatted text (e.g., ASCII or plain text), or as formatted text in one of the following file formats: Microsoft Word (Macintosh, DOS or Windows versions) or WordPerfect (Macintosh, DOS or Windows versions). Machine-readable submissions may be provided on a 3^{1/2}-inch floppy disk formatted for use in either a Macintosh or MSDOS-based computer, mailed to the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, Washington, DC 20231, marked to the

attention of Ronald Hack, Acting Chief Information Officer.

FOR FURTHER INFORMATION CONTACT: Ronald Hack by telephone at (703) 305-9095, by facsimile at (703) 308-7792, by electronic mail at ronald.hack@uspto.gov; Martha Sneed by telephone at (703) 308-5558, by facsimile at (703) 306-2654, by electronic mail at martha.sneed@uspto.gov; or by mail addressed to the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, Washington, DC 20231, marked to the attention of Ronald Hack, Acting Chief Information Officer.

SUPPLEMENTARY INFORMATION: The Notice of Request for Comments on Development of a Plan To Remove the Patent and Trademark Classified Paper Files From the Public Search Facilities was published at 66 FR 45012 on August 27, 2001. The period for comment in the Notice of Request for Comments ended September 26, 2001. The comment period is reopened, and comments will be accepted by the USPTO until October 29, 2001. Comments received after September 26, 2001, but before the date this notice is published will also be accepted. All comments should include the following information:

Name and affiliation of the individual responding;

An indication of whether comments offered represent views of the respondent's organization or are the respondent's personal views; and

If applicable, information on the respondent's organization, including the type of organization (e.g., business, trade group, university, non-profit organization).

Dated: September 28, 2001.

Anne H. Chasser,

Acting Under Secretary of Commerce for Intellectual Property and Acting Director of the United States Patent and Trademark Office.

[FR Doc. 01-24880 Filed 10-3-01; 8:45 am]

BILLING CODE 3510-16-P

CONSUMER PRODUCT SAFETY COMMISSION

Sunshine Act Meeting; Notice

AGENCY: U.S. Consumer Product Safety Commission, Washington, DC 20207.

TIME AND DATE: Thursday, October 11, 2001, 10 a.m.

LOCATION: Room 420, East West Towers, 4330 East West Highway, Bethesda, Maryland.