

rate applicable to the award, the maximum dollar amount of allocable indirect costs for which the Department of Commerce will reimburse the recipient shall be the lesser of the line item amount for the Federal share of indirect costs contained in the approved budget of the award, or the Federal share of the total allocable indirect costs of the award based on the indirect cost rate approved by an oversight or cognizant Federal agency and current at the time the cost was incurred, provided the rate is approved on or before the award end date. However, the Federal share of the indirect costs may not exceed 25 percent of the total proposed direct costs for this Program. Applicants with indirect costs above 25 percent may use the amount above the 25 percent level as cost sharing. If the applicant does not have a current negotiated rate and plans to seek reimbursement for indirect costs, documentation necessary to establish a rate must be submitted within 90 days of receiving an award.

2. The Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements contained in the **Federal Register** notice of October 1, 2001 (66 FR 49917), are applicable to this solicitation. However, please note that the Department of Commerce will not implement the requirements of Executive Order 13202 (66 FR 49921), pursuant to guidance issued by the Office of Management and Budget, in light of a court opinion which found that the Executive Order was not legally authorized. See *Building and Construction Trades Department v. Allbaugh*, 172 F. Supp. 2d 138 (D.D.C. 2001). This decision is currently on appeal. When the case has been finally resolved, the Department will provide further information on implementation of Executive Order 13202.

3. Financial Management
Certifications/preaward Accounting Survey--Successful applicants, at the discretion of the NOAA Grants Officer, may be required to have their financial management systems certified by an independent public accountant as being in compliance with Federal standards specified in the applicable Office of Management and Budget (OMB) Circulars prior to execution of the award. Any first-time applicant for Federal grant funds may be subject to a preaward accounting survey by the DOC specified in the applicable OMB Circulars/Code of Federal Regulations prior to execution of the award.

Classification

This action has been determined to be "not significant" for purposes of Executive Order 12866.

Applications under this program are subject to Executive Order 12372, "Intergovernmental Review of Federal Programs."

Pursuant to Section 553(a)(2) of the Administrative Procedure Act, prior notice and an opportunity for public comment are not required for this notification concerning grants, benefits, and contracts. Therefore, a regulatory flexibility analysis is not required for purposes of the Regulatory Flexibility Act.

This document contains collection-of-information requirements subject to the Paperwork Reduction Act. The use of Standard Forms (SF) 424 and 424A have been approved by OMB under their respective control numbers 0348-0043 and 0348-0044. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the Paperwork Reduction Act, unless that collection displays a currently valid OMB control number.

Dated: March 26, 2002.

Rebecca Lent,

Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 032802C]

Individual Fishing Quota (IFQ) Stakeholders; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meeting.

SUMMARY: The H. John Heinz III Center for Science, Economics and the Environment, at NMFS' request, will host a meeting to discuss quota allocation programs as options for fishery management. This meeting is open to the public. The public may also attend as observers and submit written statements to the stakeholder meetings on May 7 and 8, 2002.

DATES: The open meeting will convene at 9 a.m. on Monday, May 6, 2002,

recess at 5 p.m. Small working sessions to solicit views and debate issues among pre-determined participants will continue on May 7 and 8, 2002.

ADDRESSES: The meeting will be held at The Tremont House Hotel, 2300 Ship Mechanic Row, Galveston, TX 77550, 409-763-0300.

FOR FURTHER INFORMATION CONTACT:

Mary Hope Katsourous or Laurie Allen at 202-737-6307.

SUPPLEMENTARY INFORMATION: The purpose of the meeting is to discuss the use of quota allocation strategies as a tool for fishery management. This will be done by reviewing current U.S. individual fishing and transferable quota programs, community development programs and other cases, the 1999 National Research Council's report, entitled "Sharing the Fish", related reports and literature, and input from stakeholders. This meeting presents an opportunity for stakeholders to provide their views on the pros and cons of this type of fishery management tool. A report will be produced by The Heinz Center that will provide a summary of public input and an analysis of policy options considered by stakeholders. If you are unable to attend, but do want to provide input, send your written statements no later than 5 p.m., April 20, 2002, to The Heinz Center, Attn: IFQ Project, 1101 Pennsylvania Avenue, N.W., Suite 735 South, Washington, DC. 20004.

Although other issues not contained in this agenda may come before the Committee for discussion, in accordance with the Magnuson-Stevens Fishery Conservation and Management Act, those issues may not be the subject of formal action during the meeting. Action will be restricted to those issues specifically identified in this notice.

Special Accommodations

This meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Ms. Carolyn Porter at 503-326-6352 at least 5 days prior to the meeting date.

Dated: March 28, 2002.

Theophilus R. Brainerd,

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

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