

*Response:* NOAA economists, working in conjunction with a number of contracted non-Federal economists, have produced a comprehensive report that uses several approaches to determining fair market value, including recent comparables from various telecommunications industry transactions. The collective experience of these economists with valuation is extensive. Furthermore, the report was submitted for peer review to two leading economic analysts: Dr. Richard Schmallensee, Dean of the MIT Sloan School of Business and the KMI Corporation, a consulting firm in the telecommunications industry that has evaluated the right of way market on several occasions and does on-going research on undersea cables and the transoceanic fiber optic market. Both analysts concluded that the methodology was sound, fair, and reasonable.

*Comment 32:* NOAA should not implement a fee-setting methodology for special use permits before it determines whether the issuance of such permits is appropriate.

*Response:* NOAA has developed the FMV analysis as part of its process for developing an overall policy concerning the installation of submarine cables in national marine sanctuaries that have already been issued. These permits were issued as independent, site-specific actions and would not be affected retroactively by any future programmatic policy or regulations the NMSP may develop on submarine cables. The fair market value fee will be applied to both of the current special use permit holders and to any other cable that may receive a special use permit in a national marine sanctuary in the future.

*Comment 33:* Administrative law condemns retroactive application of any FMV fee.

*Response:* NOAA will not assess FMV fees retroactively. NOAA will apply the methodology in the report to determine the FMV fee for current special use permit holders with the payment of FMV stipulated in their permits. NOAA will also use the report's methodology to determine the FMV for any future special use permit that may be issued for a submarine cable in an NMS.

*Comment 34:* The NMSP has no jurisdiction outside of Sanctuaries and cannot impose any FMV fees on cable carriers outside of Sanctuaries.

*Response:* FMV Fees assess by the NMSP apply only to cables located in sanctuaries.

*Comment 35:* Submarine cables, do not "use" sanctuary resources as stipulated in the NMSA and therefore

cannot be subjected to special use permits and/or any FMV fee.

*Response:* "Sanctuary resource" is defined by the NMSA as "any living or nonliving resource of a national marine sanctuary that contributes to the conservation, recreational, ecological, historical, educational, cultural, archaeological, scientific, or aesthetic value of the sanctuary" (16 U.S.C. 1432 (8)). Seafloor substrate fits this definition as it contributes to all of the criteria. A submarine cable depends on the substrate as a means of support. In this regard, a cable (as a permanent or semi-permanent structure) uses a sanctuary resource (the seafloor) to bear it from one point to another and may preclude other uses of the resource. Therefore, it is subject to the NMSA if it is in a national marine sanctuary.

*Comment 36:* All FMV fees should be used solely by the NMSP.

*Response:* All FMV fees will be used solely by the NMSP.

*Comment 39:* When applying FMV fees, NOAA should distinguish between commercial and research cables (and not apply FMV to research cables).

*Response:* FMV fees apply for those activities authorized under a special use permit. When the purpose of an activity is scientific research related to NMS resources, the activity can be permitted under a research permit (which has no associated fee).

*Comment 40:* The imposition of fees proposed in the report will significantly impact costs associated with international electronic commerce and stifle efforts to extend global digital information opportunities.

*Response:* The range of fees proposed in the report is based on recent comparable transactions from a number of different examples. These comparables ensure that any FMV fees will fall within an array of current market figures and will not be exorbitant or crippling to international electronic commerce.

#### *Section V: Next Steps.*

NOAA will meet with the existing special use permit holders to determine the fair market value owed on their permits. The fee will be based on the methodology in this report. The range of fees presented in the report will also be used as the basis for determining FMV for any future special use permit that may be issued by the NMSP for a submarine cable in a national marine sanctuary. To remain current, it is envisioned that NOAA will periodically update the range of fees with current data.

Dated: August 21, 2002.

**Jamison S. Hawkins,**

*Deputy Assistant Administrator for Ocean Services and Coastal Zone Management.*

[FR Doc. 02-21975 Filed 8-27-02; 8:45 am]

BILLING CODE 3510-08-M

## **CORPORATION FOR NATIONAL AND COMMUNITY SERVICE**

### **Information Collection; Submission for OMB Review; Comment Request**

**AGENCY:** Corporation for National and Community Service.

**ACTION:** Notice.

**SUMMARY:** The Corporation for National and Community Service (hereinafter the "Corporation") has submitted a public information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995, Pub. L. 104-13, (44 U.S.C. chapter 35). Copies of this ICR, with applicable supporting documentation, may be obtained by calling the Corporation for National and Community Service, William M. Ward, at (202) 606-5000, extension 375 or by e-mail at [WWard@cns.gov](mailto:WWard@cns.gov). Individuals who use a telecommunications device for the deaf (TTY-TDD) may call (800) 833-3722 between the hours of 9 a.m. and 5 p.m. Eastern Standard Time, Monday through Friday.

Comments should be sent to the Office of Information and Regulatory Affairs, Attn: Ms. Brenda Aguilar, OMB Desk Officer for the Corporation for National and Community Service, Office of Management and Budget, Room 10235, Washington, DC, 20503, (202) 395-7316, within 30 days from the date of publication in this **Federal Register**.

The OMB is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Corporation, including whether the information will have practical utility;

- Evaluate the accuracy of the Corporation's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

- Propose ways to enhance the quality, utility and clarity of the information to be collected; and

- Propose ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or

other forms of information technology, e.g., permitting electronic submissions of responses.

#### Description

Currently, the Corporation is conducting a Study of the Community, Higher Education, and School Partnerships (CHESP) supported with Learn and Serve America School-based funds. The Corporation seeks approval of two telephone survey forms that will be used to collect information from CHESP grantees and subgrantee organizations which will describe the organizations, the CHESP activities that they are involved in, and their perceptions of their CHES Partnerships. This requires collecting information from grantee and subgrantee organization staff that will address: (1) CHESP project characteristics and information about the implementation of the partnerships; and (2) the impact of the CHESP partnerships on the grantee and the subgrantee organizations.

*Type of Review:* New collection.

*Agency:* Corporation for National and Community Service.

*Title:* CHESP Grantee/Subgrantee Survey.

*OMB Number:* None.

*Agency Number:* None.

*Affected Public:* Project staff at CHESP grantee organizations such as state education agencies, grantmaking entities, and one Indian Tribe, and project staff at subgrantee organizations such as community based organizations, elementary and secondary schools and school districts, and institutions of higher education.

*Total Respondents:* 20 grantees, and approximately 166 subgrantees.

*Frequency:* One time survey.

*Average Time Per Response:* Grantee Survey: 60 minutes, Subgrantee Survey: 50 minutes.

*Estimated Total Burden Hours:* 160.

*Total Burden Cost (capital/startup):* None.

*Total Burden Cost (operating/maintenance):* None.

Dated: August 22, 2002.

**David Reingold,**

*Director, Department of Research and Policy Development.*

[FR Doc. 02-21914 Filed 8-27-02; 8:45 am]

BILLING CODE 6050--\$S-P

## CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

### Information Collection; Submission for OMB Review; Comment Request

**AGENCY:** Corporation for National and Community Service.

**ACTION:** Notice.

**SUMMARY:** The Corporation for National and Community Service (hereinafter the "Corporation") has submitted a public information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995, Pub. L. 104-13, (44 U.S.C. Chapter 35). Copies of this ICR, with applicable supporting documentation, may be obtained by calling the Corporation for National and Community Service, William M. Ward, at (202) 606-5000, extension 375 or e-mail at [Wward@cns.gov](mailto:Wward@cns.gov). Individuals who use a telecommunications device for the deaf (TTY-TDD) may call (800) 833-3722 between the hours of 9 a.m. and 5 p.m. Eastern Standard Time, Monday through Friday.

Comments should be sent to the Office of Information and Regulatory Affairs, Attn: Ms. Brenda Aguilar, OMB Desk Officer for the Corporation for National and Community Service, Office of Management and Budget, Room 10235, Washington, DC, 20503, (202) 395-7316, within 30 days from the date of publication in this **Federal Register**.

The OMB is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Corporation, including whether the information will have practical utility;
- Evaluate the accuracy of the Corporation's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Propose ways to enhance the quality, utility and clarity of the information to be collected; and
- Propose ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

#### Description

The Corporation seeks to conduct an in-depth study of the attrition patterns of its AmeriCorps\*State and National, AmeriCorps\*VISTA and AmeriCorps\*NCCC programs. This study will entail telephone interviews of approximately 30 minutes in length with 1000 former AmeriCorps members. It will provide indicators of program success, differences among programs in retaining participants, individual

characteristics of participants who tend to drop out, and combinations of member and program characteristics that appear to work well or work poorly.

*Type of Review:* New collection.

*Agency:* Corporation for National and Community Service.

*Title:* AmeriCorps Attrition Overview Survey.

*OMB Number:* None.

*Agency Number:* None.

*Affected Public:* Former AmeriCorps members.

*Total Respondents:* 1,000.

*Frequency:* One time.

*Average Time Per Response:* 30 minutes.

*Estimated Total Burden Hours:* 500 hours.

*Total Burden Cost (capital/startup):* None.

*Total Burden Cost (operating/maintenance):* None.

Dated: August 22, 2002.

**David Reingold,**

*Director, Department of Research and Policy Development.*

[FR Doc. 02-21915 Filed 8-27-02; 8:45 am]

BILLING CODE 6050--\$S-P

## DEPARTMENT OF DEFENSE

### Department of the Army

#### Notice of Availability (NOA) of the Record of Decision (ROD) for Disposal of Chemical Weapons at the Pueblo Chemical Depot (PCD), Colorado

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

**ACTION:** Notice of availability.

**SUMMARY:** This announces the availability of the ROD for the design, construction, and operation of a facility for the destruction of chemical agents at the PCD. The ROD documents and explains the Defense Acquisition Executive's decision to select chemical neutralization followed by biotreatment for the destruction of the mustard chemical agent stored at the PCD. A variety of factors were considered in making this decision, including, but not limited to, mission needs, cost, schedule, environmental considerations, public concerns, and compliance with the Chemical Weapons Convention.

**ADDRESSES:** To obtain a copy of the ROD, contact the Program Manager for Chemical Demilitarization, Public Outreach and Information Office (ATTN: Ms. Sandra Clawson-Freeo), Building E-4585, Aberdeen Proving Ground, Maryland 21010-4005.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sandra Clawson-Freeo at 410-436-1479,