

basis for real-time mitigation (airgun shutdown); (2) information needed to estimate the number of marine mammals potentially taken by harassment, which must be reported to NMFS; (3) data on the occurrence, distribution, and activities of marine mammals in the area where the seismic study is conducted; (4) information to compare the distance and distribution of marine mammals relative to the source vessel at times with and without seismic activity; and (5) data on the behavior and movement patterns of marine mammals seen at times with and without seismic activity.

#### *Vessel-based Passive Acoustic Monitoring*

A towed hydrophone array will be deployed during the airgun measurements in the GOM. The acoustical array will be monitored during airgun operations to detect, locate and identify marine mammals near the Ewing, insofar as this is possible via passive acoustic methods. The acoustical array will provide additional ability to detect, locate and identify marine mammals over and above that provided by visual observations. The acoustical data will be integrated, in real time, with the visual observations to ensure that marine mammals do not enter the 180-dB safety radius.

#### *Acoustical Measurements of Airgun Sounds*

The acoustic measurement program is designed to document the received levels of the airgun sounds, relative to distance, during operation of each standard configuration of airgun array deployed from the *Ewing*. In particular, these data will be used to verify or refine present estimates of the safety radii. Those radii are used to determine when the airguns need to be shut down to prevent exposure of cetaceans to received levels  $\geq 180$  dB. Sound measurements will be made and reported as discussed previously in this document. LDEO will use the standard methods that have been used and reported during other recent studies of seismic and marine mammals (Greene *et al.*, 1997; McCauley *et al.*, 1998, 2000a,b).

#### **Reporting**

A report will be submitted to NMFS within 90 days after the end of the acoustic measurement program in the GOM. The report will describe the operations that were conducted, the marine mammals that were detected near the operations, and at least some of the results of the acoustical

measurements to verify the safety radii. (Data from the LDEO spar buoy are expected to be available quickly, but it is uncertain how quickly the EARS data will be available given the nature of the EARS buoys.) The report will be submitted to NMFS, providing full documentation of methods, results, and interpretation pertaining to all monitoring tasks with the possible exception of the backup EARS data. The 90-day report will summarize the dates and locations of seismic operations, sound measurement data, marine mammal sightings (dates, times, locations, activities, associated seismic survey activities), and estimates of the amount and nature of potential take of marine mammals by harassment or in other ways.

#### **Endangered Species Act (ESA)**

Under section 7 of the ESA, NMFS has begun consultation on the proposed issuance of an IHA under section 101(a)(5)(D) of the MMPA for this activity. Consultation will be concluded prior to the issuance of an IHA.

#### **National Environmental Policy Act (NEPA)**

The NSF has prepared an EA for the GOM calibration study. NMFS is reviewing this EA and will either adopt it or prepare its own NEPA document before making a determination on the issuance of an IHA. A copy of the NSF EA for this activity is available upon request (see **ADDRESSES**).

#### **Preliminary Conclusions**

NMFS has preliminarily determined that the short-term impact of conducting a short-term calibration study of the seismic airgun array onboard the *Ewing* in the northern GOM in 2003, will result, at worst, in a temporary modification in behavior by certain species of marine mammals. While behavioral modifications may be made by these species as a result of seismic survey activities, this behavioral change is expected to result in no more than a negligible impact on the affected species.

While the number of potential incidental harassment takes will depend on the distribution and abundance of marine mammals in the vicinity of the survey activity, the number of potential harassment takings is estimated to be small. In addition, no take by injury and/or death is anticipated, and the potential for temporary or permanent hearing impairment is low and will be avoided through the incorporation of the mitigation measures mentioned in this document.

#### **Proposed Authorization**

NMFS proposes to issue an IHA to LDEO for conducting a calibration study of the seismic airgun arrays onboard the *Ewing* in the northern GOM provided the previously mentioned mitigation, monitoring, and reporting requirements are incorporated. NMFS has preliminarily determined that the proposed activity would result in the harassment of only small numbers of marine mammals; would have no more than a negligible impact on the affected marine mammal stocks; and would not have an unmitigable adverse impact on the availability of stocks for subsistence uses.

#### **Information Solicited**

NMFS requests interested persons to submit comments and information concerning this request (see **ADDRESSES**).

Dated: April 7, 2003.

**Laurie K. Allen,**

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

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#### **DEPARTMENT OF COMMERCE**

#### **National Oceanic and Atmospheric Administration**

[I.D. 040403A]

#### **Advisory Committee to the U.S. Section to the International Commission for the Conservation of Atlantic Tunas (ICCAT); Spring Species Working Group Workshop**

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

**ACTION:** Notice of public meeting.

**SUMMARY:** The Advisory Committee to the U.S. Section to ICCAT announces its spring meeting with its Species Working Group Technical Advisors, April 30–May 1, 2003.

**DATES:** The open sessions of the Committee meeting will be held on April 30, 2003, from 9:30 a.m. to 12:30 p.m., and on May 1, 2003, from 10:30 a.m. to 1:30 p.m. Closed sessions will be held on April 30, 2003, from 1:45 p.m. to approximately 6 p.m., and on May 1, 2003, from 8:30 a.m. to 10:30 a.m.

**ADDRESSES:** The meeting will be held at the Hilton Hotel Silver Spring, 8727 Colesville Road, Silver Spring, MD 20910.

**FOR FURTHER INFORMATION CONTACT:** Kim Blankenbeker at (301) 713-2276.

**SUPPLEMENTARY INFORMATION:** The Advisory Committee to the U.S. Section to ICCAT will meet in two open sessions to receive and discuss information on (1) the 2002 ICCAT meeting results and U.S. implementation of ICCAT decisions; (2) 2003 ICCAT and NMFS research and monitoring activities; (3) 2003 Commission activities; (4) results of the Committee's Species Working Group deliberations; and (5) Advisory Committee operational issues. The public will have access to the open sessions of the meeting, but there will be no opportunity for public comment.

The Advisory Committee will go into executive session during the afternoon of April 30, 2003, to discuss sensitive information relating to (1) post ICCAT 2002 discussions and negotiations, including upcoming ICCAT working group meetings on trade and on monitoring and compliance; (2) the Atlantic Tunas Convention Act required consultation on the identification of countries that are diminishing the effectiveness of ICCAT; and (3) other matters relating to the international management of ICCAT species. In addition, the Committee will meet in its Species Working Groups for a portion of the afternoon of April 30 and part of the morning of May 1, 2003. These sessions are not open to the public, but the results of the deliberations of the Species Working Groups will be reported to the full Advisory Committee during the Committee's afternoon open session on May 1.

#### Special Accommodations

The meeting location is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Kim Blankenkemper at (301) 713-2276 at least 5 days prior to the meeting date.

Dated: April 8, 2003.

**Richard W. Surdi,**

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

[FR Doc. 03-8934 Filed 4-10-03; 8:45 am]

**BILLING CODE 3510-22-S**

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## DEPARTMENT OF THE DEFENSE

### Office of the Secretary

#### Notice of Intent To Prepare a Programmatic Environmental Impact Statement for the Ballistic Missile Defense System

**AGENCY:** Missile Defense Agency, Department of Defense.

**ACTION:** Notice of intent.

**SUMMARY:** The Missile Defense Agency (MDA) is publishing this notice to announce its intent to prepare a Programmatic Environmental Impact Statement (PEIS) in accordance with the National Environmental Policy Act of 1969 and the Council on Environmental Quality implementing regulations. This PEIS will assess environmental issues associated with the proposed action, foreseeable future actions, and their reasonable alternatives, including the no action alternative, and as appropriate, cumulative effects. This PEIS will support decisions to meet the fundamental objectives of the MDA's mission to test, develop, transfer to deployment, and to plan for decommissioning activities for a Ballistic Missile Defense System to defend the forces and territories of the United States (U.S.), its Allies, and friends against all classes of ballistic missile threats, in all phases of flight.

**Scoping:** Public scoping meetings will be conducted as a part of the PEIS process to ensure opportunity for all interested government and private organizations, and the general public to identify their issues of concern they believe should be addressed in the content of the PEIS. Schedule and location for the public scoping meetings are:

- April 30, 2003, 6 p.m., Doubletree Hotel, 300 Army Navy Dr., Arlington, VA.
- May 06, 2003, 6 p.m., Sheraton Grand Hotel, 1230 J. St., Sacramento, CA.
- May 08, 2003, 6 p.m., Sheraton Hotel, 401 E. 6th Ave., Anchorage, AK.
- May 13, 2003, 6 p.m., Doubletree Hotel, 1956 Ala Moana Blvd., Honolulu, HI

For those that cannot attend the public scoping meetings, written comments via the U.S. mail, or e-mail are encouraged. Comments should clearly identify and describe the specific issue(s) or topics that the PEIS should address. Comments are welcomed anytime throughout the PEIS process. Formal opportunities for comment and participation include: (1) Public scoping meetings; (2) anytime during the process via mail, telephone, fax, or e-mail; (3) during review, public hearings, and comment on the Draft PEIS; and, (4) review of the Final PEIS. Interested parties may also request to be included on the mailing list for public distribution of the PEIS.

To ensure sufficient time to consider issues identified during the public scoping meeting period, comments should be submitted to one of the addresses listed below no later than

June 12, 2003. Additional information regarding the development of the BMDS PEIS is available on the public participation Web site <http://www.acq.osd.mil/bmdo>.

**ADDRESSES:** Written comments, statements, and/or questions regarding scoping issues should be addressed to: MDA BMDS PEIS, c/o ICF Consulting, 9300 Lee Highway, Fairfax, VA 22031, Phone (Toll Free) 1-877-MDA-PEIS (1-877-632-7347), Fax (Toll Free) 1-877-851-5451, E-mail [bmds.peis@mda.osd.mil](mailto:bmds.peis@mda.osd.mil), Web site <http://www.acq.osd.mil/bmdo>.

Dated: April 7, 2003.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

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**BILLING CODE 5001-08-M**

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## DEPARTMENT OF DEFENSE

### Department of the Air Force

#### Proposed Collection; Comment Request

**AGENCY:** Department of Defense Medical Examination Review Board, Department of Defense.

**ACTION:** Notice.

In compliance with section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Department of Defense Medical Examination Review Board announces the proposed public information collection and seeks public comment on the provisions thereof. Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

**DATES:** Considerations will be given to all comments received by June 10, 2003.

**ADDRESSES:** Written comments and recommendations on the proposed information collection should be sent to Department of Defense Medical Examination Review Board (DoDMERB), 8034 Edgerton Drive, Suite 132, USAF Academy, CO 80840-2200, Attention: CMSgt Jaime P. Bouchard.

**FOR FURTHER INFORMATION CONTACT:** To request more information on this